

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
In Re: NEW YORK CITY ASBESTOS LITIGATION : Hon. Joan A. Madden, J.S.C.  
: (Part 11)

-----X  
This Document Relates To: : Index No. 114120/06

CHRISTIAN HOLINKA,

Plaintiff

-against-

A.W. CHESTERTON COMPANY, et al.,

Defendants.  
-----X

**AFFIRMATION OF  
TIMOTHY J. FRASER, ESQ.  
IN SUPPORT OF MOTION IN  
LIMINE TO PRECLUDE  
REFERENCE TO "ASBESTOS  
PRODUCTS"**

TIMOTHY J. FRASER, being of full age, affirms under penalty of perjury as follows:

1. I am an attorney at law of the State of New York and am an associate at the law firm of Drinker Biddle & Reath LLP, attorneys for defendant Baxter Healthcare Corporation. I have personal knowledge of the facts set forth herein.

2. I submit this affirmation in support of the motion *in limine* of defendants Baxter Healthcare Corporation (alleged to be a successor in interest to American Hospital Supply Corp. and American Scientific Products) ("Baxter"), ManorCare Health Services, Inc. (alleged to be a successor in interest to Central Scientific Company, a division of Cenco, Inc.) ("ManorCare"), Fisher Scientific International Inc. ("Fisher"), VWR International, Inc. ("VWR") and Univar USA Inc. ("Univar") (collectively, "Defendants") to preclude reference to the products in issue as "asbestos products."

3. No previous application has been made for the same or similar relief sought herein.

4. Exhibit A is a true and complete copy of Plaintiff's Responses to Defendants' Supplemental Interrogatories and Document Requests, dated June 21, 2007.

5. Exhibit B is a true and complete copy of the transcript of the February 22, 2007 deposition of Christian Holinka.

6. Exhibit C is a true and complete copy of Baxter's response to the form product identification interrogatories and document requests.

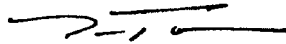
7. Exhibit D is a true and complete copy of ManorCare's response to the form product identification interrogatories and document requests.

8. Exhibit E is a true and complete copy of Fisher's response to the form product identification interrogatories and document requests.

9. Exhibit F is a true and complete copy of VWR's response to the form product identification interrogatories and document requests.

10. Exhibit G is a true and complete copy of Univar's response to the form product identification interrogatories and document requests.

11. I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

  
\_\_\_\_\_  
Timothy J. Fraser

Dated: August 22, 2007

**Exhibit A**

W E I T Z  
&  
L U X E N B E R G  
A PROFESSIONAL CORPORATION  
LAW OFFICES

180 MAIDEN LANE • NEW YORK, N.Y. 10038-4925  
TEL. 212-558-5500 FAX 212-344-5461  
WWW.WEITZLUX.COM

PERRY WFITZ  
ARTHUR M. LUXENBERG  
ROBERT J. GORDON II

EDWARD S. BOSEK  
JOHN M. BROADDUS  
DANIEL C. BURKE  
PATI BURSHTEIN II  
LISA HATHANSON BUSCH  
BRIAN BUTCHER O  
DAVID A. CHANDLER  
EILEEN CLARKE  
THOMAS COMERFORD II  
ADAM R. COOPER  
BENJAMIN DAVIDIE  
CHARLES M. FERGUSON  
STUART R. FREEMAN  
STEVEN J. GERMAN  
LAWRENCE GOLDBERSCH

ROBIN L. GREENWALD  
EDWARD J. HAHN  
CATHERINE HEACOX II  
RENEE L. HENDERSON  
MARIE L. MINNELLO I  
ERIK JACOBS  
GARY R. KLEIN II  
GLENN KRAMER II  
JERRY KRISTAL  
DEBBI LANOUAU  
ROBERTO LARACUENTE  
HANNAH LEE  
JAMES C. LONG, JR.  
VICTORIA MANIATIS II  
CURT D. MARSHALL I

HADLEY L. MATARAZZO II  
RICHARD S. MCGOWAN II  
C. SANDERS MCNEW II  
WILLIAM J. NUGENT  
MICHAEL E. PEDERSON  
ANGELA T. PACHECO O  
PAUL J. PENNOCK I  
STUART S. PERRY  
ELLEN REUKIN  
STEPHEN J. RIEGEL II  
MICHAEL P. ROBERTS  
CHRIS ROMANELLI II  
DAVID ROSENBAUM  
JIM R. ROSS O  
SHELDON SILVER

FRANKLIN P. SOLOMON II  
LEMMUEL M. SROLOVIC  
SHEPIL L. TARR  
JAMES S. THOMPSON II  
JOSH VITOW  
DOUGLAS D. VON OSTEN  
WILLIAM A. WALSH II  
JOSEPH P. WILLIAMS  
NICHOLAS WISE  
ALLAN ZELKOVIC  
GLENN ZUCKERMAN

\* Of Counsel  
I Also admitted in CT  
II Also admitted in FL  
III Also admitted in GA  
IV Also admitted in HI  
V Also admitted in IL  
VI Also admitted in IN and CT  
VII Also admitted in NJ and PA  
VIII Also admitted in NJ and DC  
IX Also admitted in DC and TX  
X Also admitted in DC, VA  
XI Admitted only in NJ and PA  
XII Admitted only in NJ  
XIII Admitted only in DC, MD, PA and VA  
XIV Admitted only in CO  
XV Admitted only in IL  
XVI Admitted only in TX

*Via Federal Express*  
Carol Tempesta, Esq.  
Marks, O'Neil, O'Brien, & Courtney P.C.  
530 Saw Mill River Road  
Elmsford, NY 10523

June 21, 2007

Tim Fraser, Esq.  
Drinker, Biddle & Reath LLP  
500 Campus Drive  
Florham Park, NJ 07932

Greg Dadika, Esq.  
Reed Smith LLP  
136 Main Street- Suite 250  
Princeton, NJ 08540-7839

Kristy K. Lyons, Esq.  
Hoagland, Longo, Moran, Dunst & Doukas, LLP  
40 Paterson Street  
New Brunswick, NJ 08901

Re: Holinka v. A.W. Chesterton Co.  
Index No. 114120-06

Dear Counsel:

Please find enclosed responses to Defendant's Supplemental Set of Interrogatories and Document Requests. Feel free to contact me if you have any questions or concerns.

Very Truly Yours,

*Benjamin Darche*  
Benjamin Darche

215 South Monarch Street, Suite 202  
Aspen, CO 81611  
(970) 925-6101

210 Lake Drive East, Suite 101  
Cherry Hill, NJ 08002  
(856) 755-1115

76 South Orange Avenue, Suite 201  
South Orange, NJ 07079  
(973) 761-8995

100 E. 15th Street, Suite 400  
Fort Worth, Texas 76102  
(817) 885-7815

SUPPLEMENTAL INTERROGATORIES

1. Identify all persons with knowledge of the manufacturer(s), brand name(s) or trade name(s) of the Bunsen burner pads that plaintiff allegedly used at the following sites, or that were supplied for use at the following sites during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff took undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;
- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;
- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine.

**Answer:** Upon information and belief, at the present time, other than the plaintiff himself, no one. If at any time this changes, we will notify defense counsel immediately.

2. Identify all person with knowledge of the manufacturer(s), brand names(s) or trade(s) name of the heat-resistant mittens that plaintiff allegedly used at the following sites, or that were supplied for use at the following during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

**Answer: Upon information and belief, at the present time, other than the plaintiff himself, no one. If at any time this changes, we will notify defense counsel immediately.**

3. Identify all persons with knowledge of the supplier(s) or distributor(s) of the Bunsen burner pads that plaintiff allegedly used at the following sites, or that were supplied for use at the following sites during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;

- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;
- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine.

**Answer: Upon information and belief, no one at this time. If at any time this changes, we will notify defense counsel immediately.**

4. Identify all persons with knowledge of the supplier(s) or distributor(s) of the heat-resistant mittens that plaintiff allegedly used at the following sites, or that were supplied for use at the following sites during the time period in which plaintiff worked or studied at each site:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

**Answer: Upon information and belief, no one at this time. If at any time this changes, we will notify defense counsel immediately.**

**SUPPLEMENTAL DOCUMENT REQUESTS**

You are hereby requested to produce the following documents and things:

1. All written or recorded statements from any of the persons identified in response to the above interrogatories.

**Answer: None**

2. All documents that relate, refer or pertain to the identity of the manufacturer(s), brand name(s) or trade name(s) of the Bunsen burner pads that plaintiff allegedly used at the following sites:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;
- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;
- I. University of Southern California; and,
- J. Mt. Sinai School of Medicine.

**Answer: None**

2. All documents that relate, refer or pertain to the identity of the manufacturer(s), brand name(s) or trade name(s) of the heat-resistant mittens that plaintiff allegedly used at the following sites:



- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. University of California, Berkley research laboratory where plaintiff worked in 1964;
- E. University of California, Berkley laboratory where plaintiff conducted his graduate research
- F. State University of New York at Stony Brook;
- G. Columbia University;
- H. University of Southern California; and,
- I. Mt. Sinai School of Medicine.

Answer: None

4. All documents that relate, refer or pertain to the identity of the supplier(s) or distributor(s) of the Bunsen burner pad that plaintiff allegedly used at the following sites:

- A. Booth Memorial Hospital
- B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962
- C. University of California, Berkley laboratories where plaintiff too undergraduate courses
- D. Hunter College;
- E. University of California, Berkley research laboratory where plaintiff worked in 1964;
- F. University of California, Berkley laboratory where plaintiff conducted his graduate research
- G. State University of New York at Stony Brook;
- H. Columbia University;

I. University of Southern California; and,

J. Mt. Sinai School of Medicine

**Answer: None**

5. All documents that relate, refer or pertain to the identity of the supplier(s) or distributor(s) of the heat-resistant mittens that plaintiff allegedly used at the following sites:

A. Booth Memorial Hospital

B. University of California, Berkley research laboratory where plaintiff worked from 1960 to 1962

C. University of California, Berkley laboratories where plaintiff took undergraduate courses

D. University of California, Berkley research laboratory where plaintiff worked in 1964;

E. University of California, Berkley laboratory where plaintiff conducted his graduate research

F. State University of New York at Stony Brook;

G. Columbia University;

H. University of Southern California; and,

I. Mt. Sinai School of Medicine.

**Answer: None**

6. All Fischer Scientific catalogs in the possession of plaintiff or his attorneys.

**Answer: All catalogs possessed by plaintiff will be produced at plaintiff's office for defendants to copy at a mutually agreeable date and time.**

7. All American Scientific catalogs in the possession of plaintiff or his attorneys.

**Answer: See answer 6.**

8. All Van Waters & Rogers catalogs in the possession of plaintiff or his attorneys.

**Answer: See answer 6.**

9. All Cenco catalogs in the possession of plaintiff or his attorneys.

**Answer: See answer 6.**

10. All deposition or trial transcripts for any employee or former employee of Fisher Scientific.

**Answer: Upon information and belief, any transcript in plaintiff's possession has been provided to us by defense counsel in the current case.**

11. All deposition or trial transcripts for any employee or former employee of American Scientific.

**Answer: Upon information and belief, none.**

12. All deposition or trial transcripts for any employee or former employee of Van Water Rogers.

**Answer: Upon information and belief, the only deposition in our possession at this time is that of Martin Taylor in which defendants were present.**

13. All deposition or trial transcripts for any employee or former employee of Cenco.

**Answer: Upon information and belief, the only deposition in our possession at this time is that of Martin Allen in which defendants were present.**

14. All deposition or trial transcripts from matters involving claims of asbestos injury for any witness plaintiff intends to call as an expert witness in the case, including Dr. Jacqueline Moline.

Answer: In light of the numerous times Dr. Moline has testified, please see the attached transcript of Dr. Moline's trial testimony from the Robert Croteau case, which addresses the likely defenses to be raised in the current matter. In addition, if the defendants here intend to dispute Mr. Holinka's mesothelioma diagnosis, we will provide prior testimony transcripts of Dr. Strauchen.

Exhibit B

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SUPREME COURT

ALL COUNTIES WITHIN THE STATE OF NEW YORK

IN RE: NEW YORK CITY ASBESTOS LITIGATION

DEPOSITION UNDER ORAL  
EXAMINATION OF  
CHRISTIAN HOLINKA  
(VOLUME II)

This Document Applies To:

CHRISTIAN HOLINKA

INDEX NO.: 114120-06

PRIORITY ONE COURT REPORTING SERVICES, INC.

899 Manor Road

Staten Island, New York 10314

(718) 983-1234

<p style="text-align: right;">Page 2</p> <p>1 58</p> <p>2 Transcript of the deposition of the Plaintiff,</p> <p>3 called for Oral Examination in the above-captioned</p> <p>4 matter, said deposition being taken pursuant to</p> <p>5 Federal Rules of Civil Procedure by and before</p> <p>6 CHERYL F. BAREN, a Notary Public and Shorthand</p> <p>7 Reporter, at the Offices of Weitz &amp; Luxenberg, 120</p> <p>8 Wall Street, New York, New York, on Thursday, February</p> <p>9 22, 2007, commencing at approximately 10:30 in the</p> <p>10 forenoon.</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 60</p> <p>2 DRINKER, BIDDLE &amp; REATH, LLP</p> <p>3 Attorneys for Defendant Baxter Health Care</p> <p>4 500 Campus Drive</p> <p>5 Florham Park, New Jersey 07932-1047</p> <p>6 BY: TIMOTHY J. FRASER, ESQ.</p> <p>7</p> <p>8 HOAGLAND, LONGO, MORAN, DUNST &amp; DOUKAS, LLP</p> <p>9 Attorneys for Defendant Fisher Scientific</p> <p>10 40 Paterson Street</p> <p>11 P.O. Box 480</p> <p>12 New Brunswick, New Jersey 08903</p> <p>13 BY: KRISTY KULINA LYONS, ESQ.</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 3</p> <p>1 59</p> <p>2 APPEARANCES:</p> <p>3</p> <p>4 WEITZ &amp; LUXENBERG, P.C.</p> <p>5 Attorneys for Plaintiff</p> <p>6 180 Maiden Lane, 17th Floor</p> <p>7 New York, New York 10038</p> <p>8 BY: BENJAMIN DARCHE, ESQ.</p> <p>9</p> <p>10 DRINKER, BIDDLE &amp; REATH, LLP</p> <p>11 Attorneys for Defendants VWR International,</p> <p>12 Inc. and Univar USA, Inc.</p> <p>13 One Logan Square</p> <p>14 18th and Cherry Streets</p> <p>15 Philadelphia, Pennsylvania 19103-6996</p> <p>16 BY: DAVID F. ABERNETHY, ESQ.</p> <p>17</p> <p>18 REED SMITH, LLP</p> <p>19 Attorneys for Defendant Manor Health Care</p> <p>20 Princeton Forrestal Village</p> <p>21 136 Main Street, Suite 250</p> <p>22 P.O. Box 7839</p> <p>23 Princeton, New Jersey 08543-7839</p> <p>24 BY: GREG A. DADIKA, ESQ.</p> <p>25</p> <p>17</p> <p>18 PEHLIVANIAN, BRAATEN &amp; PASCARELLA, LLC.</p> <p>19 Attorneys for Defendant Ingersoll Rand Co.</p> <p>20 2430 Route 34</p> <p>21 Manasquan, New Jersey 08736</p> <p>22 BY: SYLVIA K. LEE, ESQ.</p> <p>23</p> <p>24 DARGER &amp; ERRANTE, LLP</p> <p>25 Attorneys for Defendant Lennox Industries</p> <p>116 East 27th Street, 12th Floor</p> <p>New York, New York 10016</p> <p>BY: CRAIG GLANTZ, ESQ.</p>	<p style="text-align: right;">Page 5</p> <p>1 61</p> <p>2 ANDERSON, KILL &amp; OLICK, P.C.</p> <p>3 Attorneys for Defendants</p> <p>4 Amchem and Certaineed</p> <p>5 1251 Avenue of the Americas</p> <p>6 New York, New York 10020-1182</p> <p>7 BY: SANDRA STEINMAN, ESQ.</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

<p style="text-align: right;">Page 6</p> <p>1 62</p> <p>2 IT IS HEREBY STIPULATED AND AGREED by and between</p> <p>3 the attorneys for the respective parties hereto that</p> <p>4 filing, sealing and certification of the within</p> <p>5 Examination Before Trial be waived; that all</p> <p>6 objections, except as to form, are reserved to the</p> <p>7 time of trial.</p> <p>8 IT IS FURTHER STIPULATED AND AGREED that the</p> <p>9 transcript may be signed before any Notary Public with</p> <p>10 the same force and effect as if signed before a Clerk</p> <p>11 or Judge of the Court.</p> <p>12 IT IS FURTHER STIPULATED AND AGREED that the</p> <p>13 within examination may be utilized for all purposes as</p> <p>14 provided by the CPLR.</p> <p>15 IT IS FURTHER STIPULATED AND AGREED that all</p> <p>16 rights provided to all parties by the CPLR shall not</p> <p>17 be deemed waived and the appropriate sections of the</p> <p>18 CPLR shall be controlling with respect thereto.</p> <p>19 IT IS FURTHER STIPULATED AND AGREED by and</p> <p>20 between the attorneys for the respective parties</p> <p>21 hereto that a copy of the Examination shall be</p> <p>22 furnished, without charge, to the attorney</p> <p>23 representing the witness testifying herein.</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 8</p> <p>1 Christian Holinka 64</p> <p>2 If you do not understand any of my</p> <p>3 questions, will you be sure to tell me?</p> <p>4 A Yes.</p> <p>5 Q All of your responses do also have to be</p> <p>6 verbal because the Court Reporter over here cannot</p> <p>7 take down physical gestures or things like that.</p> <p>8 Have you had an opportunity to read the</p> <p>9 transcript or typed up version of the testimony that</p> <p>10 you gave a couple of weeks ago?</p> <p>11 A Yes, I have.</p> <p>12 Q And in review of that, were there any</p> <p>13 significant changes or alterations that you feel were</p> <p>14 not properly reflected in the testimony you gave?</p> <p>15 A No significant changes.</p> <p>16 Q As was the case a couple of weeks ago, if</p> <p>17 at the moment I ask you a question you do not know the</p> <p>18 answer to it but then at some point later on it comes</p> <p>19 to you, that is fine, just let us know and we will</p> <p>20 deal with it at that time. We want to make sure there</p> <p>21 is an accurate record and give you every option to</p> <p>22 make an accurate record.</p> <p>23 Did you take any medications before coming</p> <p>24 here today?</p> <p>25 A No.</p>
<p style="text-align: right;">Page 7</p> <p>1 Christian Holinka 63</p> <p>2 CHRISTIAN HOLINKA, the</p> <p>3 Plaintiff herein, after previously having been</p> <p>4 duly sworn by a Notary Public of the State of New</p> <p>5 York, was examined and testified as follows:</p> <p>6 CONTINUED DIRECT EXAMINATION</p> <p>7 BY MR. SCHAFFER:</p> <p>8 Q Good morning, sir.</p> <p>9 A Good morning.</p> <p>10 Q My name is David Schaffer, we met off the</p> <p>11 record just a moment ago. I am with the law firm of</p> <p>12 Malaby, Carlisle and Bradley, and I am here to</p> <p>13 continue the questioning that was started by my</p> <p>14 colleague a couple of weeks ago, Cori Leavitt, who</p> <p>15 could not be here.</p> <p>16 I have read your transcript from the</p> <p>17 testimony you gave a couple of weeks ago and I am</p> <p>18 going to try not to repeat things. To the extent that</p> <p>19 I do, please bear with me and we will get through this</p> <p>20 as quickly as we can.</p> <p>21 The same ground rules that Ms. Leavitt went</p> <p>22 over with you apply. Please, wait until I finish my</p> <p>23 question completely before you start your answer. I</p> <p>24 will afford you the same courtesy and wait for you to</p> <p>25 finish your answer before I start my next question.</p>	<p style="text-align: right;">Page 9</p> <p>1 Christian Holinka 65</p> <p>2 Q When did you review the transcript of the</p> <p>3 last session?</p> <p>4 A Today.</p> <p>5 Q How long did you go over it?</p> <p>6 A About ten minutes.</p> <p>7 Q Besides possibly representatives of your</p> <p>8 law firm, did you talk with anyone else about the</p> <p>9 testimony you gave and plan to give today?</p> <p>10 A No.</p> <p>11 MR. SCHAFFER: Off the record.</p> <p>12 (Discussion held off the record)</p> <p>13 Q It is my understanding, sir, that you came</p> <p>14 to the United States in around 1956 after finishing</p> <p>15 the boarding school in Oldenburg; is that right?</p> <p>16 A That's correct.</p> <p>17 Q Now, when you came to the United States,</p> <p>18 what was the first employment that you had?</p> <p>19 A I worked briefly as an elevator operator</p> <p>20 for about five weeks.</p> <p>21 Q And where was that job?</p> <p>22 A That was at the Commodore Hotel in New York</p> <p>23 City.</p> <p>24 Q And was that in 1956?</p> <p>25 A Yes.</p>



Page 10	Page 12
<p>1 Christian Holinka 66</p> <p>2 Q Do you know approximately when? Even a</p> <p>3 season would be fine.</p> <p>4 A November of '56.</p> <p>5 Q And did that employment carry through into</p> <p>6 1957?</p> <p>7 A No.</p> <p>8 Q Do you believe that you were exposed to</p> <p>9 asbestos in any way while you were working as an</p> <p>10 elevator operator?</p> <p>11 A I do not know.</p> <p>12 Q What were your duties as an elevator</p> <p>13 operator?</p> <p>14 A Operate the elevator.</p> <p>15 Q Bringing individuals up and down the floors</p> <p>16 of the hotel?</p> <p>17 A Yes.</p> <p>18 Q Did you run only the passenger elevators as</p> <p>19 opposed to cargo elevators?</p> <p>20 A Only passenger.</p> <p>21 Q What was the next job that you held after</p> <p>22 being an elevator operator?</p> <p>23 A United States Army.</p> <p>24 Q And when did you join the Army?</p> <p>25 A In November 1956.</p>	<p>1 Christian Holinka 68</p> <p>2 life or events going on in the world, that helps us</p> <p>3 work with a timeline a little bit.</p> <p>4 A Understood.</p> <p>5 Q How long did you work at Booth?</p> <p>6 A Three and a half months.</p> <p>7 Q What was your position there when you</p> <p>8 started?</p> <p>9 A A laboratory technician.</p> <p>10 Q And did you hold that same position</p> <p>11 throughout the entire time you were there?</p> <p>12 A Yes.</p> <p>13 Q What were your duties as a laboratory</p> <p>14 technician?</p> <p>15 A Clinical chemistry, analysis of human</p> <p>16 material serum, urine to an extent.</p> <p>17 Q Were you as a technician responsible for</p> <p>18 screening for any particular types of illnesses or</p> <p>19 problems with respect to the human materials?</p> <p>20 A No.</p> <p>21 Q Do you know if your screening involved the</p> <p>22 screening of any contagions of any type?</p> <p>23 A No.</p> <p>24 Q You do not know?</p> <p>25 A No, I didn't screen for any contagious</p>
Page 11	Page 13
<p>1 Christian Holinka 67</p> <p>2 MR. DARCHE: Off the record.</p> <p>3 (Discussion held off the record)</p> <p>4 Q And you left the Army at what point, sir?</p> <p>5 A In 1959, July or August.</p> <p>6 Q And at that point, sir, did you hold any</p> <p>7 other jobs before going on to UC Berkeley?</p> <p>8 A Yes.</p> <p>9 Q Can you tell me what was the next</p> <p>10 employment you had after you were discharged?</p> <p>11 A Booth Memorial Hospital in New York, in</p> <p>12 Queens.</p> <p>13 Q When did you start at Booth Memorial?</p> <p>14 A In late 1959, I think September.</p> <p>15 Q And if Ms. Leavitt did not give you this</p> <p>16 instruction last time, I will give it to you now: To</p> <p>17 the extent that I am asking you about things that</p> <p>18 happened to some degree decades even in the past, if</p> <p>19 there is a way that you can give me your best estimate</p> <p>20 if you do not know precisely, that is fine,</p> <p>21 understood? If you are just flat-out guessing, nobody</p> <p>22 here wants you to do that. Tell me you do not know</p> <p>23 and we will move forward. But we are entitled to a</p> <p>24 best estimate and sometimes if you can tie things like</p> <p>25 dates or events into either events in your personal</p>	<p>1 Christian Holinka 69</p> <p>2 material.</p> <p>3 Q Who was your supervisor when you were</p> <p>4 working at Booth?</p> <p>5 A Dr. Blaustein.</p> <p>6 Q Do you remember Dr. Blaustein's first name?</p> <p>7 A Ansel.</p> <p>8 Q Is Dr. Blaustein still alive, if you know?</p> <p>9 A No. No, he's not still alive.</p> <p>10 Q I try not to ask questions in an ambiguous</p> <p>11 fashion but please, clarify as you are doing.</p> <p>12 Besides yourself were there other</p> <p>13 laboratory technicians working alongside you with</p> <p>14 similar duties?</p> <p>15 A The section head of the laboratory.</p> <p>16 Q And who was that?</p> <p>17 A Her name is Olga, first name, last name</p> <p>18 Bzrorad. I'm going to try to spell it.</p> <p>19 Q Okay, thank you.</p> <p>20 A B-Z-R-O-R-A-D. I'm not sure of the</p> <p>21 spelling.</p> <p>22 Q And is Olga still alive?</p> <p>23 A Yes -- I don't know but -- I don't know.</p> <p>24 Q When was the last time you had any contact</p> <p>25 with her?</p>

<p style="text-align: right;">Page 14</p> <p>1 Christian Holinka 70</p> <p>2 A In 1960.</p> <p>3 Q So, over 40 years ago?</p> <p>4 A Uh-huh.</p> <p>5 Q That is a yes, right?</p> <p>6 A Yes.</p> <p>7 Q So, was the chain of command you would</p> <p>8 report to Olga and then Dr. Blaustein supervised</p> <p>9 everybody?</p> <p>10 A Yes, that's correct.</p> <p>11 Q Did anybody else work with you at Booth</p> <p>12 during that three and a half months?</p> <p>13 A Yes.</p> <p>14 Q Who else did?</p> <p>15 A I don't remember their names.</p> <p>16 Q Did they have duties similar to yours as a</p> <p>17 lab technician?</p> <p>18 A Yes.</p> <p>19 Q What were your shift or hours typically?</p> <p>20 A Nine to five, day shift.</p> <p>21 Q Monday to Friday?</p> <p>22 A Yes.</p> <p>23 Q How did you get that job?</p> <p>24 A I applied for it at the hospital. Being</p> <p>25 trained in the Army as a medical laboratory</p>	<p style="text-align: right;">Page 16</p> <p>1 Christian Holinka 72</p> <p>2 Q And replace it?</p> <p>3 A And replace it, yes.</p> <p>4 Q Can you give us any sort of a</p> <p>5 quantification as to how long a Bunsen burner pad</p> <p>6 would last?</p> <p>7 A It depends on the frequency of its use.</p> <p>8 And usually a Bunsen burner is the principal heat</p> <p>9 source of all the laboratories I've worked in.</p> <p>10 Usually it's used pretty frequently, meaning certainly</p> <p>11 daily, very frequently. I would guess, and that's not</p> <p>12 a precise answer, that certainly every few days you</p> <p>13 would replace it. But again, it depends upon the</p> <p>14 frequency of use.</p> <p>15 Q Understood. Would it also depend on the</p> <p>16 temperature of the flame that was being used in any</p> <p>17 application?</p> <p>18 A I would say the flame temperature is pretty</p> <p>19 constant. It's gas that comes right out of a burner.</p> <p>20 Q Do you know what the temperature of the gas</p> <p>21 typically was out of those Bunsen burners?</p> <p>22 A No. Interesting question.</p> <p>23 Q Do you know what the fuel source of the gas</p> <p>24 was?</p> <p>25 A I would imagine the same fuel source that</p>
<p style="text-align: right;">Page 15</p> <p>1 Christian Holinka 71</p> <p>2 technologist I was qualified.</p> <p>3 Q During the time that you were at Booth, do</p> <p>4 you believe that you were exposed to asbestos in any</p> <p>5 way?</p> <p>6 A Yes.</p> <p>7 Q Do you believe that you personally handled</p> <p>8 any materials that contained asbestos while at Booth?</p> <p>9 A Yes.</p> <p>10 Q Can you tell me all the different types of</p> <p>11 materials that you handled that you believe contained</p> <p>12 asbestos when you worked there?</p> <p>13 A Bunsen burner pads that had a center round</p> <p>14 asbestos component to diffuse the heat, distribute the</p> <p>15 heat uniformly. And heat mittens that were used to</p> <p>16 handle hot glass work from drying ovens or otherwise</p> <p>17 hot.</p> <p>18 Q How do you believe that you were exposed to</p> <p>19 asbestos from the Bunsen burner pads at Booth?</p> <p>20 A The asbestos gradually becomes brittle due</p> <p>21 to the high heat and the heat moves the air really and</p> <p>22 one would expect that dust particles would be</p> <p>23 generated. Also once the Bunsen burner pad was no</p> <p>24 longer usable because the center piece became brittle,</p> <p>25 you dispose of it.</p>	<p style="text-align: right;">Page 17</p> <p>1 Christian Holinka 73</p> <p>2 was used in households for gas flames.</p> <p>3 MR. DARCHE: Don't guess.</p> <p>4 A I don't know.</p> <p>5 Q And I am just asking you what you know.</p> <p>6 How many Bunsen burners were in the lab</p> <p>7 when you worked there?</p> <p>8 A Half a dozen.</p> <p>9 Q If there was an occasion as you described</p> <p>10 that the pad had to be replaced, where would you get</p> <p>11 the replacement pad from?</p> <p>12 A It was standard equipment at a laboratory.</p> <p>13 There was a supply cabinet and I took it from there.</p> <p>14 Q Do you recall what the supply cabinet at</p> <p>15 Booth looked like?</p> <p>16 A No.</p> <p>17 Q Do you recall what color the pads were at</p> <p>18 Booth? Let's start with the new ones first.</p> <p>19 A Well, the metal grid was grayish metal,</p> <p>20 fine grayish metal, and the center round pad was tan,</p> <p>21 whitish-tan, whitish-gray.</p> <p>22 Q And the metal portion, was that like a</p> <p>23 mesh?</p> <p>24 A Yes.</p> <p>25 Q How far across in diameter would the pad</p>

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1 Christian Holinka 74  
2 section of that be?  
3 A About that wide. (Indicating)  
4 Q Which would be what, sir? Since the Court  
5 Reporter cannot take down that gesture.  
6 A About 3 1/2 inches.  
7 Q And did the material protrude from the  
8 plane of the mesh both above and below it? Do you  
9 know what I mean?  
10 A Above, to my recollection mainly above.  
11 Q Any idea how thick the material was?  
12 A A few millimeters.  
13 Q Do you know the brand, trade or  
14 manufacturer's name of any of the Bunsen burner pads  
15 that you used at Booth Memorial?  
16 A There were standard suppliers to that lab  
17 and later during my research career such as Fisher  
18 Scientific, American Scientific, Senco, Van Waters and  
19 Rogers. Those were the major suppliers.  
20 MS. LYONS: Could you read that back,  
21 please.  
22 (Whereupon, at this time, the requested  
23 portion was read back by the reporter)  
24 Q And with respect, sir, and just limiting  
25 our question right now to the time you were at Booth,

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1 Christian Holinka 75  
2 do you know what company supplied the pads that were  
3 used at Booth?  
4 A No, I do not.  
5 Q The names that you gave me are names that  
6 you associate with supplier's pads throughout your  
7 career; is that right?  
8 A Yes. And if I may say so, Booth was a job.  
9 I walked in there in the morning, did my work unlike  
10 later my scientific career, did my work and was not  
11 really further involved in any of the details of the  
12 laboratory.  
13 Q I understand. Did you have any  
14 responsibility for ordering any of the supplies that  
15 were used at that lab?  
16 A No.  
17 Q Did you ever see any paperwork that  
18 accompanied any of the supplies that were ordered at  
19 the lab and present in the supply area?  
20 A No, I didn't.  
21 Q You indicated that you also used heat  
22 mittens at Booth?  
23 A Yes.  
24 Q With what frequency would you use the heat  
25 mittens?

Page 20

1 Christian Holinka 76  
2 A Daily.  
3 Q And I believe you said that you would use  
4 them to handle hot glassware; is that right?  
5 A Yes.  
6 Q Did you use them for any other application?  
7 A No.  
8 Q Did the mittens that you used at Booth --  
9 MR. SCHAFFER: Withdrawn.  
10 Q When you first started using the mittens at  
11 Booth, what did they look like? Let's start with  
12 color.  
13 A Tanish, light gray. And they had a thumb  
14 compartment and a compartment for the whole hand.  
15 Q So, they did not have individual fingers?  
16 A No.  
17 Q Did they cover just the hand or did they  
18 run a length up your arm to some degree?  
19 A Including the wrist. (Indicating)  
20 Q Did the gloves appear to be made of one  
21 continuous piece or did they have a sleeve or anything  
22 around the end of them by the wrist? Do you  
23 understand my question?  
24 A Yes.  
25 Q Okay.

Page 21

1 Christian Holinka 77  
2 A They did not have a sleeve to the best of  
3 my recollection.  
4 Q Were there any words or logos or anything  
5 of any nature printed on the gloves themselves that  
6 you used at Booth?  
7 A Not to my recollection, no.  
8 Q Did they have a different material on their  
9 inside as opposed to their outside?  
10 A By inside you mean inside the glove or on  
11 the one side of the glove versus the other?  
12 Q Well, let me start with the portion of the  
13 glove that you would slide your hand into that was  
14 immediately contacting your skin, was that surface  
15 similar to the surface that you would see on the  
16 outside of the glove?  
17 A To the best of my recollection, yes.  
18 Q And was there a difference in the exterior  
19 surface of the glove between the portion that covered  
20 your palm as opposed to the portion that covered the  
21 back of your hand?  
22 A To the best of my recollection, no.  
23 Q Do you have any information as to the  
24 brand, trade, manufacturer's name or supplier of the  
25 gloves that were used at Booth, specifically at Booth?

Page 22

1 Christian Holinka 78

2 A They were standard suppliers that were used  
3 by the laboratory.4 Q When you say standard suppliers, sir, let  
5 me ask you as with the Bunsen burner pads, did you  
6 have any responsibility to order the gloves that were  
7 used at the lab?

8 A No, I didn't.

9 Q Do you know who did have that  
10 responsibility?

11 A No.

12 Q And I can appreciate the fact that that was  
13 just a job for you, sir, but specifically with respect  
14 to Booth, do you know who manufactured or supplied any  
15 of the gloves that you used there?16 A There were major suppliers for laboratory  
17 equipment and those suppliers supplied a broad  
18 spectrum of what was needed at the laboratory.19 Q Understood. But with respect to Booth, do  
20 you know who specifically supplied the gloves you used  
21 there?

22 A No, I do not.

23 Q Besides the gloves and the Bunsen burner  
24 pads, do you believe you personally handled any other  
25 types of materials at Booth that you think caused you

Page 24

1 Christian Holinka 80

2 A Physiology and French literature.

3 Q And did you get your undergraduate degree  
4 in four years?

5 A In two and a half years.

6 Q Were you in a combined undergraduate and  
7 Master's program?

8 A No.

9 Q Did you take classes 12 months of the year  
10 to accelerate your graduation?

11 A That's correct.

12 Q During the time that you were taking  
13 undergraduate classes at UC Berkeley, do you believe  
14 that you were exposed to asbestos in any way?

15 A Yes, I was.

16 Q And again, limiting it to the two and a  
17 half years that you were there as an undergraduate,  
18 how do you believe that you were exposed to asbestos?19 A I worked part-time at a research laboratory  
20 with standard equipment including, of course, Bunsen  
21 burners, heat mittens.22 Q Besides the work part-time at the research  
23 laboratory for those two and a half years, do you  
24 believe that you were exposed to asbestos in any other  
25 way while you were an undergraduate?

Page 23

1 Christian Holinka 79

2 to be exposed to asbestos?

3 A I do not know.

4 Q How long would a pair of gloves typically  
5 last when you were using them?6 A Again, it depends on the use of course. I  
7 cannot estimate.8 Q And as you sit here today, besides the pads  
9 and the mittens -- I'm sorry, we have been calling  
10 them gloves interchangeably.

11 A Gloves, mittens, yes.

12 Q Besides the pads and the mittens, are you  
13 aware as you sit here today of any other way that you  
14 may have been exposed to asbestos when you worked at  
15 the lab at Booth?

16 A No, I am not aware of any other way.

17 Q Why did you leave the job at Booth?

18 A Because I was accepted by the University of  
19 California at Berkeley as an undergraduate student.20 Q And you went out to Berkeley and began your  
21 study; is that right?

22 A Yes.

23 Q As an undergraduate student did you have  
24 any major or particular field of study that you  
25 pursued?

Page 25

1 Christian Holinka 81

2 A Well, as part of your laboratory courses in  
3 academia, you do experiments requiring Bunsen burners.4 Q Let's talk about then the part-time work  
5 you did first. What was the name of the research  
6 laboratory that you did the part-time work at?

7 A Department of physiology.

8 Q So, this was a lab that was affiliated with  
9 the school?

10 A Yes.

11 Q When did you first start working there  
12 part-time as an undergraduate?

13 A In spring 1960.

14 Q Did you work there continuously part-time?

15 A Yes.

16 Q For how long did you work there  
17 continuously part-time?

18 A Until mid-1962.

19 Q And it was at that point that you had  
20 completed your undergraduate work?

21 A Yes.

22 Q Where was the department of physiology lab  
23 located?24 A At the Life Sciences Building on the main  
25 campus, University of Cal Berkeley.

<p style="text-align: right;">Page 26</p> <p>1 Christian Holinka 82</p> <p>2 Q Do you know if that building is still</p> <p>3 there?</p> <p>4 A Yes.</p> <p>5 Q It is?</p> <p>6 A Yes, it is.</p> <p>7 Q And when was the last time that you had an</p> <p>8 opportunity to be in that building?</p> <p>9 A About a year and a half ago, two years ago.</p> <p>10 Q Did you have the opportunity to go to the</p> <p>11 space where you worked out of in your last visit?</p> <p>12 A I had the opportunity but I did not go into</p> <p>13 the laboratories. The building has been completely</p> <p>14 changed and renovated.</p> <p>15 Q So, you understand that the physical layout</p> <p>16 of the area where you were working part-time has</p> <p>17 changed from the time that you were there?</p> <p>18 A Yes.</p> <p>19 Q When you were there can you give me an idea</p> <p>20 of the size of the laboratory that you were in?</p> <p>21 A In square feet?</p> <p>22 Q Or by length and width, height, anything</p> <p>23 you can do.</p> <p>24 A It was two different rooms about 4 to 600</p> <p>25 square feet.</p>	<p style="text-align: right;">Page 28</p> <p>1 Christian Holinka 84</p> <p>2 replacing these spent pads while you were working</p> <p>3 part-time at Berkeley?</p> <p>4 A Yes.</p> <p>5 Q And where would you get the replacement</p> <p>6 pads from?</p> <p>7 A The departmental supply cabinet.</p> <p>8 Q And thinking back to the lab at Berkeley,</p> <p>9 where was that located?</p> <p>10 A At the Life Sciences Building in the</p> <p>11 physiology department.</p> <p>12 Q Was it located within the physical space of</p> <p>13 the two rooms that comprised the lab?</p> <p>14 A It was in a separate room, the supply room.</p> <p>15 Q Down a hallway or something like that?</p> <p>16 A Down a hallway, yes.</p> <p>17 Q How many times do you recall picking up</p> <p>18 replacement pads?</p> <p>19 A I do not recall exactly.</p> <p>20 Q Was there --</p> <p>21 A An estimate is once every two or three</p> <p>22 weeks.</p> <p>23 Q And the replacement process would entail</p> <p>24 removing the old pad, then what would happen with it?</p> <p>25 A You dispose the old pad in general garbage,</p>
<p style="text-align: right;">Page 27</p> <p>1 Christian Holinka 83</p> <p>2 Q And did you work in both rooms?</p> <p>3 A Yes.</p> <p>4 Q Were the Bunsen burners in one room or both</p> <p>5 rooms?</p> <p>6 A In both.</p> <p>7 Q How many Bunsen burners were in the rooms?</p> <p>8 A About two each.</p> <p>9 Q Did these Bunsen burners in their physical</p> <p>10 appearance seem similar to those that you encountered</p> <p>11 when you were at Booth?</p> <p>12 A Yes.</p> <p>13 Q How do you believe that you were exposed to</p> <p>14 asbestos from the Bunsen burners as a part-time worker</p> <p>15 at UC Berkeley?</p> <p>16 A As the flame when it was used frequently,</p> <p>17 the insert became brittle, it generated dust and it</p> <p>18 had to be exposed -- disposed of and replaced by</p> <p>19 another pad.</p> <p>20 Q Was there anything different about the</p> <p>21 nature you believe you were exposed from those Bunsen</p> <p>22 burners at UC Berkeley as opposed to those you</p> <p>23 encountered at Booth?</p> <p>24 A No.</p> <p>25 Q Did you ever have any responsibility for</p>	<p style="text-align: right;">Page 29</p> <p>1 Christian Holinka 85</p> <p>2 trash. There was to my knowledge no precaution</p> <p>3 required at the time.</p> <p>4 Q In order to remove the pad, did you have to</p> <p>5 remove any screws or snaps or anything to take it away</p> <p>6 from the rest of the burner itself?</p> <p>7 A No, I didn't.</p> <p>8 Q Just lifted it right up and it went?</p> <p>9 A Yes.</p> <p>10 Q Do you know the brand, trade or</p> <p>11 manufacturer's name first of any of the Bunsen burner</p> <p>12 pads that you replaced at Berkeley?</p> <p>13 A I do not. We had standard suppliers and</p> <p>14 the big suppliers were Fisher Scientific, American</p> <p>15 Scientific, Van Waters and Rogers, Senco.</p> <p>16 Q How do you spell Senco?</p> <p>17 A S-E-N-C-O.</p> <p>18 Q Do you know that each of those companies</p> <p>19 was a supplier of materials generally to the lab that</p> <p>20 you worked at part-time?</p> <p>21 A Yes.</p> <p>22 Q How did you know that each of them supplied</p> <p>23 materials of whatever nature?</p> <p>24 A They were major suppliers and I know they</p> <p>25 were used for a number of materials for the</p>



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1 Christian Holinka 86  
 2 laboratory.  
 3 Q What I am trying to find out, sir, is why  
 4 you believe that those companies supplied materials of  
 5 any nature to that lab, how did you come into that  
 6 knowledge?  
 7 A Because they were standard suppliers.  
 8 Q How did you know that they were standard  
 9 suppliers?  
 10 A Well, among other things I ordered from  
 11 them.  
 12 Q When you were at the lab.  
 13 A Yes.  
 14 Q As a part-timer.  
 15 A Yes.  
 16 Q Did these companies have catalogs of their  
 17 material available?  
 18 A Very conspicuously, yes.  
 19 Q Did each one of those companies have  
 20 catalogs at the lab?  
 21 A I do not specifically recall at Berkeley  
 22 during my undergraduate days.  
 23 Q Did the physical appearance of the pads  
 24 that you used at Berkeley seem similar to those that  
 25 you encountered at Booth?

Page 31

1 Christian Holinka 87  
 2 A Yes, they did.  
 3 Q Same diameter of the pad area within the  
 4 mesh?  
 5 A Yes.  
 6 Q And same width too?  
 7 A Yes.  
 8 Q How often would you be required to use heat  
 9 mittens when you were part-time at the lab?  
 10 A Several times a week.  
 11 Q And for what application at the lab as a  
 12 part-time worker would you use the mittens?  
 13 A To handle hot glass work.  
 14 Q And where would the glass work be coming  
 15 from?  
 16 A Standard glass work at the laboratory that  
 17 they used for research. Erlenmeyer flasks, other  
 18 flasks, beakers, standard glass material.  
 19 Q What application would require you to use  
 20 the gloves to handle these standard pieces of  
 21 glassware?  
 22 A When you have a flask you put it on the  
 23 Bunsen burner pad, you heat water or whatever liquid,  
 24 you swirl it, obviously you have to use the glove  
 25 because the glass is hot.

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1 Christian Holinka 88  
 2 Q To transport it from point A to point B?  
 3 A Or even to swirl it while it is being  
 4 heated.  
 5 Q I see, to grab the flask itself?  
 6 A To dissolve the material. And you also use  
 7 the mittens when you dry glassware in a hot drying  
 8 oven at very high temperatures and then you handle it.  
 9 If you want to cool it, you take it fast, you take it  
 10 out into the open space.  
 11 Q Besides the Bunsen burners and the mittens,  
 12 do you believe that you personally used any other  
 13 materials that contained asbestos while part-time at  
 14 the lab?  
 15 A I don't know.  
 16 Q Is there anything that as you sit here  
 17 today leads you to believe that there was other  
 18 products that you handled that may have contained  
 19 asbestos there?  
 20 A I don't know.  
 21 Q Besides the products that you handled, do  
 22 you believe that you were exposed to asbestos in any  
 23 other way when you were working part-time at the lab?  
 24 A I don't know.  
 25 Q You cannot give me any other specific way

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1 Christian Holinka 89  
 2 that you think you may have been exposed to asbestos  
 3 when you were at the lab?  
 4 MR. DARCHE: Objection to the form.  
 5 MR. SCHAFFER: I will rephrase the  
 6 question.  
 7 Q Looking back is there any other way that  
 8 you can think of at this time that you may have been  
 9 exposed to asbestos there?  
 10 A I do not know what other equipment may or  
 11 may not have contained asbestos.  
 12 Q Did you --  
 13 A If yes then --  
 14 MR. DARCHE: Don't guess.  
 15 Q Going to the mittens for a moment, did  
 16 these resemble those that you had encountered at  
 17 Booth?  
 18 A Yes.  
 19 Q Was there anything different about their  
 20 physical appearance in terms of their color or their  
 21 size or anything at all that distinguished them from  
 22 those at Booth?  
 23 A No, they were similar.  
 24 Q Do you know specifically the brand, trade  
 25 or manufacturer of the mittens that were used when you

Page 34	Page 36
<p>1 Christian Holinka 90</p> <p>2 were at the lab part-time?</p> <p>3 A No.</p> <p>4 Q Do you believe that they were supplied by</p> <p>5 one of the companies that you have identified?</p> <p>6 A Yes.</p> <p>7 Q Do you know which of those companies, if</p> <p>8 any, actually supplied the mittens while you were</p> <p>9 there?</p> <p>10 A I do not know any specific company. Again,</p> <p>11 they were standard suppliers.</p> <p>12 Q You said that as a part --</p> <p>13 MR. SCHAFFER: Withdrawn.</p> <p>14 Q You said that while working there part-time</p> <p>15 you had some responsibility for ordering supplies; is</p> <p>16 that right?</p> <p>17 A Yes.</p> <p>18 Q Do you specifically recall ordering any</p> <p>19 Bunsen burner pads?</p> <p>20 A No, I never did.</p> <p>21 Q Do you specifically recall ordering any</p> <p>22 mittens while you were there part-time?</p> <p>23 A No, I never did order any.</p> <p>24 Q While you were there part-time, do you know</p> <p>25 who had that responsibility when you were there?</p>	<p>1 Christian Holinka 92</p> <p>2 A Yes.</p> <p>3 Q How many lab courses did you take?</p> <p>4 MR. SCHAFFER: I'm sorry, I will withdraw</p> <p>5 the question.</p> <p>6 Q My question is how many lab courses did you</p> <p>7 take that you believe may have involved asbestos</p> <p>8 exposure.</p> <p>9 A About a half a dozen.</p> <p>10 Q What type of courses were these?</p> <p>11 A Chemistry, physiology.</p> <p>12 Q Did you take these classes in the Life</p> <p>13 Sciences Building?</p> <p>14 A In several buildings, physiology and the</p> <p>15 Life Sciences Building.</p> <p>16 Q Were the physiology classes taken at least</p> <p>17 in part in the same lab where you worked part-time?</p> <p>18 A No.</p> <p>19 Q Different space entirely?</p> <p>20 A Yes.</p> <p>21 Q Just going back for a moment to when you</p> <p>22 were a part-time worker, about how many hours on</p> <p>23 average did you put in there?</p> <p>24 A Between 12 and 20 hours a week.</p> <p>25 Q And who was your supervisor when you were</p>
Page 35	Page 37
<p>1 Christian Holinka 91</p> <p>2 A I don't know.</p> <p>3 Q Did you work with other people there?</p> <p>4 A No, I didn't.</p> <p>5 Q Were there other students who held</p> <p>6 part-time positions similar to you?</p> <p>7 A Yes, at other laboratories.</p> <p>8 Q At other laboratories located on the</p> <p>9 campus?</p> <p>10 A In the physiology department, yes, on the</p> <p>11 campus.</p> <p>12 Q Were there additional laboratories in this</p> <p>13 building where other students worked where you did not</p> <p>14 work?</p> <p>15 A I don't know.</p> <p>16 Q Did the two room laboratory in the Life</p> <p>17 Sciences Building have any specific name or room</p> <p>18 number or designation or anything like that?</p> <p>19 A A room number.</p> <p>20 Q Yes.</p> <p>21 A Certainly.</p> <p>22 Q Do you remember what that was?</p> <p>23 A No.</p> <p>24 Q You mentioned also that you took lab</p> <p>25 courses while you were an undergraduate.</p>	<p>1 Christian Holinka 93</p> <p>2 there?</p> <p>3 A Dr. Cook.</p> <p>4 Q Do you know Dr. Cook's first name?</p> <p>5 A Sherburne.</p> <p>6 Q And is Dr. Cook still alive?</p> <p>7 A No.</p> <p>8 Q The classes that you took in chemistry and</p> <p>9 physiology, how do you believe you were exposed to</p> <p>10 asbestos through taking those classes?</p> <p>11 A The asbestos pad, as I said, when exposed</p> <p>12 to high heat disintegrated eventually. There were</p> <p>13 cracks in it and it generated fine dust. I did not</p> <p>14 dispose, that was somebody else's job.</p> <p>15 Q So, it would have been through your use of</p> <p>16 the Bunsen burners and these pads --</p> <p>17 A Yes.</p> <p>18 Q -- at times while taking these classes?</p> <p>19 A Yes.</p> <p>20 Q Was there a standard amount of Bunsen</p> <p>21 burners present in the labs that you would take these</p> <p>22 classes in?</p> <p>23 A One per workbench.</p> <p>24 Q Would you typically work at the same</p> <p>25 workbench each class or would it just be random?</p>

<p style="text-align: right;">Page 38</p> <p>1 Christian Holinka 94</p> <p>2 A In a given course the same workbench.</p> <p>3 Q Did you wind up taking different courses,</p> <p>4 say in chemistry, that wound up being in the same room</p> <p>5 but different work spaces?</p> <p>6 A I don't think the same room and, therefore,</p> <p>7 also different work spaces.</p> <p>8 Q And then going to the physiology classes,</p> <p>9 did you take different courses in physiology where you</p> <p>10 used these Bunsen burners?</p> <p>11 A Yes.</p> <p>12 Q Were they all in the same classroom or</p> <p>13 different classrooms?</p> <p>14 A Different laboratories.</p> <p>15 Q And different work spaces?</p> <p>16 A Yes.</p> <p>17 Q Do you know the brand, trade or</p> <p>18 manufacturer's name of any of the pads that were used</p> <p>19 on the Bunsen burners that you encountered in any of</p> <p>20 these classes?</p> <p>21 A Of the pads, you're saying?</p> <p>22 Q Yes, of the pads.</p> <p>23 A I do not specifically know the brand names.</p> <p>24 Q Do you know who was the supplier of those</p> <p>25 pads that you encountered specifically in those rooms?</p>	<p style="text-align: right;">Page 40</p> <p>1 Christian Holinka 96</p> <p>2 manufacturer's name of any of the mittens that you</p> <p>3 used in any of these courses?</p> <p>4 A No.</p> <p>5 Q Were they similar in appearance to the</p> <p>6 mittens that you encountered while working part-time</p> <p>7 in the lab?</p> <p>8 A Yes, they were.</p> <p>9 Q Anything distinguishing in your mind about</p> <p>10 them as opposed to what you saw in the lab?</p> <p>11 A To my knowledge, no.</p> <p>12 Q That is all I am asking is to your</p> <p>13 knowledge.</p> <p>14 A Okay.</p> <p>15 Q Outside of the Bunsen burner pads and the</p> <p>16 mittens, do you believe that you were exposed to</p> <p>17 asbestos in any other way while taking the classes as</p> <p>18 an undergraduate?</p> <p>19 A I do not know.</p> <p>20 Q Can you, as you sit here today, give me any</p> <p>21 other specific way that you think you may have been</p> <p>22 exposed to asbestos from the classes besides what you</p> <p>23 told me?</p> <p>24 A No, I cannot.</p> <p>25 Q Besides the course work in the labs, are</p>
<p style="text-align: right;">Page 39</p> <p>1 Christian Holinka 95</p> <p>2 A There were standard suppliers also to the</p> <p>3 physiology department.</p> <p>4 Q As a student you did not have</p> <p>5 responsibilities for ordering supplies, right?</p> <p>6 A No, I did not.</p> <p>7 Q Besides encountering the Bunsen burner</p> <p>8 pads, are there any other ways that you think you were</p> <p>9 exposed to asbestos during the course work that you</p> <p>10 took at UC Berkeley?</p> <p>11 A We did use heat mittens but otherwise to my</p> <p>12 knowledge, no.</p> <p>13 Q How often would you need to use a heat</p> <p>14 mitten during the course of a class?</p> <p>15 A At a given session several times.</p> <p>16 Q Did you need to use them during every</p> <p>17 session?</p> <p>18 A No.</p> <p>19 Q And a session or a period was how long,</p> <p>20 sir, about?</p> <p>21 A Typically about twice a week for 12 weeks.</p> <p>22 Q And each session twice a week would be</p> <p>23 about how long?</p> <p>24 A About three hours.</p> <p>25 Q And do you know the brand, trade or</p>	<p style="text-align: right;">Page 41</p> <p>1 Christian Holinka 97</p> <p>2 there any other ways that you believe that you were</p> <p>3 exposed to asbestos as an undergraduate at UC Berkeley</p> <p>4 through your studies as opposed to work?</p> <p>5 A I do not believe so.</p> <p>6 Q What degree did you get?</p> <p>7 A A BA.</p> <p>8 Q In what?</p> <p>9 A French literature and physiology as a</p> <p>10 minor.</p> <p>11 Q After you graduated did you become employed</p> <p>12 at the school?</p> <p>13 A No, I did not.</p> <p>14 Q What was your next, after you obtained your</p> <p>15 undergraduate degree, what was next in your</p> <p>16 professional career?</p> <p>17 A I started, I worked as a graduate student</p> <p>18 in physiology, I was a graduate student in physiology.</p> <p>19 Q And when did you -- you graduated, I'm</p> <p>20 sorry, undergrad in middle 1962?</p> <p>21 A Yes.</p> <p>22 Q And that would have been sometime in the</p> <p>23 summer?</p> <p>24 A Yes.</p> <p>25 Q And did you go right into the graduate</p>



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1 Christian Holinka 98  
 2 student program at that time?  
 3 A No, I did not.  
 4 Q What happened in between the time that you  
 5 left undergrad and you started graduate studies?  
 6 A I was in New York part-time for a period of  
 7 time not involving any laboratory.  
 8 Q Well, how long were you in New York after  
 9 you finished undergrad?  
 10 A For about six months.  
 11 Q Taking us from when to when?  
 12 A Taking us from the end of the year -- well,  
 13 there was a very brief period I was in medical school.  
 14 Q Okay.  
 15 A But not really in a major, about three  
 16 months.  
 17 Q So, let's kind of break it down a little  
 18 bit more. You finished your undergraduate degree in  
 19 the middle of 1962, and then you started med school,  
 20 would that be in the fall of 1962?  
 21 A There is a kind of a hiatus.  
 22 Q All right.  
 23 A I was at Hunter -- from New York, from  
 24 Berkeley I was at Hunter College as a student for two  
 25 semesters.

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1 Christian Holinka 99  
 2 Q Let me then, what I want to try to do, sir,  
 3 is keep it as ordered chronologically as much as we  
 4 can. So, after you leave UC Berkeley --  
 5 MR. SCHAFFER: Withdrawn.  
 6 Q After you graduate from UC Berkeley, did  
 7 you move to New York at that time?  
 8 A Yes, I did.  
 9 Q So, you moved to New York.  
 10 A Yes.  
 11 Q When do you get to New York approximately?  
 12 A In the fall -- late summer of that year,  
 13 1962.  
 14 Q From the time that you graduated until you  
 15 came to New York, did you work at all in California?  
 16 A No.  
 17 Q Why did you come to New York?  
 18 A I like New York.  
 19 Q And when you came to New York, is that when  
 20 you began your studies at Hunter?  
 21 A Yes.  
 22 Q Were those full-time studies?  
 23 A Yes.  
 24 Q And what degree or types of course work  
 25 were you pursuing at that time?

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1 Christian Holinka 100  
 2 A Graduate work, graduate studies.  
 3 Q And you started that course work in the  
 4 fall of 1962?  
 5 A Yes.  
 6 Q And you took it for two semesters?  
 7 A Yes.  
 8 Q That would take us into the late spring or  
 9 early summer of 1963?  
 10 A That's correct.  
 11 Q What was the nature of the studies that you  
 12 were pursuing at Hunter at that time?  
 13 A Biology.  
 14 Q Were you accepted into a graduate program?  
 15 A Yes.  
 16 Q Do you believe that you were exposed to  
 17 asbestos in any of the courses that you took over  
 18 those two semesters at Hunter?  
 19 A Yes.  
 20 Q And how do you believe that you were  
 21 exposed to asbestos while attending the course work at  
 22 Hunter for those two semesters?  
 23 A There was one chemistry laboratory that had  
 24 practical sessions, laboratory sessions.  
 25 Q And how do you believe you were exposed to

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1 Christian Holinka 101  
 2 asbestos taking those sessions?  
 3 A By using Bunsen burners. I do not recall  
 4 using heat mittens.  
 5 Q What building was the laboratory in, if you  
 6 know?  
 7 A On the Park Avenue building.  
 8 Q And was this one class that you took or  
 9 more than one class in the laboratory?  
 10 A I believe it was only one class.  
 11 Q And do you know whether this was in your  
 12 first semester or second semester there?  
 13 A I don't remember.  
 14 Q How long did that class typically last?  
 15 A One semester, approximately four months.  
 16 Q And each week how many sessions and how  
 17 long were they?  
 18 A I believe one session.  
 19 Q And how many hours would the session be?  
 20 A Three hours.  
 21 Q And do you believe that you were exposed to  
 22 asbestos from the Bunsen burners at this laboratory in  
 23 a fashion similar to those that you described in your  
 24 prior employments and course work?  
 25 A Yes.

<p style="text-align: right;">Page 46</p> <p>1 Christian Holinka 102</p> <p>2 Q Was there anything physically different</p> <p>3 about the Bunsen burners there as opposed to ones you</p> <p>4 had encountered before?</p> <p>5 A No.</p> <p>6 Q Do you know the brand, trade or</p> <p>7 manufacturer's name of any of the Bunsen burners or</p> <p>8 any of their components that you saw at the chemistry</p> <p>9 lab at Hunter?</p> <p>10 A No.</p> <p>11 Q Do you know who supplied any of the Bunsen</p> <p>12 burners or Bunsen burner components that you used</p> <p>13 there at that lab?</p> <p>14 A No, I don't.</p> <p>15 Q Did you ever have to replace any of the</p> <p>16 Bunsen burner pads there in a fashion similar to what</p> <p>17 you told us before?</p> <p>18 A No, I did not.</p> <p>19 Q Are there any other ways --</p> <p>20 MR. SCHAFFER: Withdrawn.</p> <p>21 Q Are there any other ways that you believe</p> <p>22 you were exposed to asbestos while attending school at</p> <p>23 Hunter?</p> <p>24 A Not to my knowledge.</p> <p>25 Q Why did you stop attending Hunter?</p>	<p style="text-align: right;">Page 48</p> <p>1 Christian Holinka 104</p> <p>2 (Whereupon, at 11:20 A.M., a short recess</p> <p>3 was taken)</p> <p>4 (Back on the record at 11:30 A.M.)</p> <p>5 Q Sir, we are back on the record and I think</p> <p>6 we had your chronology up to when you were starting</p> <p>7 medical school at McGill in the fall of 1963. You</p> <p>8 told us that you were in medical school for</p> <p>9 approximately three months?</p> <p>10 A That's correct.</p> <p>11 Q Until around the holiday season of 1953?</p> <p>12 A No, '63.</p> <p>13 Q I'm sorry, '63.</p> <p>14 A Early '64, I believe.</p> <p>15 Q Did you finish one semester there and start</p> <p>16 another?</p> <p>17 A Yes. I did not start another.</p> <p>18 Q During the time that you were there for</p> <p>19 that one semester, what types of course work did you</p> <p>20 take?</p> <p>21 A Mainly lecture courses and one laboratory</p> <p>22 course.</p> <p>23 Q Do you believe that any of your course work</p> <p>24 while you were attending medical school at McGill</p> <p>25 caused you to be exposed to asbestos?</p>
<p style="text-align: right;">Page 47</p> <p>1 Christian Holinka 103</p> <p>2 A I was accepted to medical school.</p> <p>3 Q And what medical school?</p> <p>4 A McGill University, Montreal.</p> <p>5 Q And were you accepted to begin course work</p> <p>6 in the fall of 1963?</p> <p>7 A That's correct.</p> <p>8 Q From the time you left your graduate</p> <p>9 studies at Hunter until the time that you --</p> <p>10 MR. SCHAFFER: Withdrawn.</p> <p>11 Q Did you actually start medical school at</p> <p>12 McGill?</p> <p>13 A Yes, yes, I did.</p> <p>14 Q From the time you left Hunter until the</p> <p>15 time you went to Montreal to begin medical school,</p> <p>16 what type of employment did you have, if any?</p> <p>17 A I did not have any employment.</p> <p>18 Q That summer you did not work?</p> <p>19 A Right.</p> <p>20 Q What did you do?</p> <p>21 A Read.</p> <p>22 Q To get ready --</p> <p>23 A Listen to music.</p> <p>24 MR. DARCHE: Could we take a quick break,</p> <p>25 please.</p>	<p style="text-align: right;">Page 49</p> <p>1 Christian Holinka 105</p> <p>2 A No, I was not, I do not believe having been</p> <p>3 exposed to asbestos.</p> <p>4 Q And did you leave medical school for</p> <p>5 academic reasons?</p> <p>6 A No.</p> <p>7 Q Why did you leave medical school?</p> <p>8 A Because I didn't like the medical</p> <p>9 curriculum.</p> <p>10 Q While you were attending medical school at</p> <p>11 McGill, was there any time to hold part-time work?</p> <p>12 A No.</p> <p>13 Q And after you left medical school, what did</p> <p>14 you do next?</p> <p>15 A I went back to Berkeley, California.</p> <p>16 Q You had mentioned at one point that you</p> <p>17 were in New York part-time for about six months</p> <p>18 although we had not discussed that yet, are we still</p> <p>19 before that period of time happens?</p> <p>20 A We are before that period of time.</p> <p>21 Q So, you went back to Berkeley and --</p> <p>22 A And it was longer than six months.</p> <p>23 Q Then when you went back to Berkeley, what</p> <p>24 did you do when you went back to Berkeley?</p> <p>25 A I worked at the same research laboratory</p>

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1 Christian Holinka 106  
 2 that I had worked in as an undergraduate under  
 3 essentially the same conditions and the same space.  
 4 Q Were you taking classes at this time when  
 5 you went back to Berkeley?  
 6 A No.  
 7 Q So, you were an employee of the school; is  
 8 that fair to say?  
 9 A Yes.  
 10 Q And when you went back to work at the lab  
 11 at Berkeley, it was in the same physical space, the  
 12 two rooms that you discussed in the Life Sciences  
 13 Building?  
 14 A That's correct.  
 15 Q As a full-time employee what was your shift  
 16 there?  
 17 A Depended on the project. I worked  
 18 full-time essentially during the day.  
 19 Q Let me ask --  
 20 A But it was flexible.  
 21 Q Let me ask it a different way: On average  
 22 how many hours a week did you put in?  
 23 A Forty hours.  
 24 Q And how long did you hold this position as  
 25 an employee of the university working in the lab?

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1 Christian Holinka 107  
 2 A Until approximately August of that year,  
 3 1964.  
 4 Q Did you go right back to Berkeley after you  
 5 ended your studies at McGill?  
 6 A Yes.  
 7 Q So, the total time back at Berkeley is  
 8 somewhere in the seven or eight month range; is that  
 9 fair, sound about right?  
 10 A So far, yes.  
 11 Q Right.  
 12 A Where we are now.  
 13 Q Where we are now.  
 14 A Yes.  
 15 Q During the time that you were back at the  
 16 laboratory as an employee of the school working  
 17 full-time, do you believe that you were exposed to  
 18 asbestos?  
 19 A Yes.  
 20 Q Do you believe that you were exposed to --  
 21 MR. SCHAFFER: Withdrawn.  
 22 Q For this six month period how do you think  
 23 you were exposed to asbestos?  
 24 A By Bunsen burner pads and heat insulating  
 25 mittens.

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1 Christian Holinka 108  
 2 Q During this time that you were working for  
 3 the school at the lab, did you have responsibility for  
 4 ordering any of these materials that were used during  
 5 this period?  
 6 A No, I did not.  
 7 Q Was there anything different about the  
 8 Bunsen burner pads in terms of their physical  
 9 appearance during this employment as compared to those  
 10 you had seen previously?  
 11 A No.  
 12 Q Was there anything different about the  
 13 appearance of the mittens?  
 14 A No.  
 15 Q And do you know the brand, trade or  
 16 manufacturer's names of any of the pads that you  
 17 encountered during this time that you were employed by  
 18 the school up to 1964, August?  
 19 A It was standard suppliers.  
 20 Q But specifically with respect to the pads  
 21 that you used or encountered during that period in  
 22 1964, do you know who made or supplied them?  
 23 A No, I don't. But they were routinely  
 24 ordered from standard suppliers, the companies; Fisher  
 25 Scientific, American Scientific, Senco, Van Waters and

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1 Christian Holinka 109  
 2 Rogers.  
 3 Q Do you know who had the responsibility for  
 4 ordering materials that were used during that time  
 5 period in 1964 that you were working at the lab?  
 6 A No, I do not. They were centrally ordered.  
 7 Q Do you know specifically the brand, trade  
 8 or manufacturer's name of the mittens that you used  
 9 during that time period in 1964?  
 10 A No, I do not.  
 11 Q Did you use or encounter both of those  
 12 materials --  
 13 MR. SCHAFFER: Withdrawn.  
 14 Q Was there anything different about the  
 15 frequency that you used these materials while you were  
 16 employed as opposed to that when you were working  
 17 part-time?  
 18 A I used them proportionately more frequent.  
 19 Q As a full-time person?  
 20 A Yes.  
 21 Q Who was your supervisor or the person you  
 22 reported to there?  
 23 A Dr. Cook, Professor Sherburne S. Cook.  
 24 Q How would you spell Sherburne?  
 25 A S-H-E-R-B-U-R-N-E.

<p style="text-align: right;">Page 54</p> <p>1 Christian Holinka 110</p> <p>2 Q Are there any other -- as you sit here</p> <p>3 today, do you believe that you were exposed to</p> <p>4 asbestos in any other way working at the lab as a</p> <p>5 full-time employee in 1964?</p> <p>6 A I do not know.</p> <p>7 Q You cannot tell me any other specific ways</p> <p>8 at this time?</p> <p>9 A No.</p> <p>10 Q The number of burners were the same in both</p> <p>11 rooms as you had seen before?</p> <p>12 A Yes.</p> <p>13 Q Was the attendant equipment the same as it</p> <p>14 had been before?</p> <p>15 A Yes.</p> <p>16 Q What happened next after you were working</p> <p>17 full-time in August of 1964?</p> <p>18 A I was accepted as a graduate student in</p> <p>19 physiology by the University of California, Berkeley.</p> <p>20 Q And did you ultimately obtain your graduate</p> <p>21 degree?</p> <p>22 A Yes.</p> <p>23 Q When did you get the graduate degree?</p> <p>24 A 1968.</p> <p>25 Q When about?</p>	<p style="text-align: right;">Page 56</p> <p>1 Christian Holinka 112</p> <p>2 A No.</p> <p>3 Q Were you a full-time student?</p> <p>4 A Yes.</p> <p>5 Q Do you believe that you were exposed to</p> <p>6 asbestos being a full-time graduate student from 1964</p> <p>7 to 1966?</p> <p>8 A Yes, I was.</p> <p>9 Q And how do you believe you were exposed to</p> <p>10 asbestos during that time period?</p> <p>11 A Bunsen burner pads and heat insulating</p> <p>12 mittens.</p> <p>13 Q And were these items located within the</p> <p>14 same Life Sciences Building laboratory that we have</p> <p>15 been discussing?</p> <p>16 A Not the same laboratory but the same</p> <p>17 building, the same floor.</p> <p>18 Q Then let's talk about the room that this</p> <p>19 took place. What did this laboratory look like, first</p> <p>20 in terms of the number of rooms?</p> <p>21 A It was one room, a large laboratory.</p> <p>22 Q How many Bunsen burners were in there?</p> <p>23 A An estimated six to eight.</p> <p>24 Q Was there anything different about how</p> <p>25 these Bunsen burners and their pads appeared as</p>
<p style="text-align: right;">Page 55</p> <p>1 Christian Holinka 111</p> <p>2 A Summer, I think in August 1968.</p> <p>3 Q And what was the nature of the graduate</p> <p>4 degree?</p> <p>5 A Physiology.</p> <p>6 Q Did you go to classes full-time during the</p> <p>7 time period you were a graduate student?</p> <p>8 A I did full-time research and involving some</p> <p>9 courses.</p> <p>10 Q During the time period August 1964 to</p> <p>11 August 1968, did you hold any employment at all?</p> <p>12 A Yes.</p> <p>13 Q Were you working at the lab again?</p> <p>14 A No. Perhaps it -- probably, if I may</p> <p>15 suggest, it would be easier to go chronological.</p> <p>16 Q That would be fine and I would appreciate</p> <p>17 that.</p> <p>18 When you started in August of 1964, were</p> <p>19 you taking courses full-time?</p> <p>20 A Courses and research full-time.</p> <p>21 Q And how long did that remain constant,</p> <p>22 courses and classes full-time?</p> <p>23 A Until 1966.</p> <p>24 Q During the time 1964 to 1966, did you hold</p> <p>25 any employment, did you work at all?</p>	<p style="text-align: right;">Page 57</p> <p>1 Christian Holinka 113</p> <p>2 opposed to those you had encountered in the other lab</p> <p>3 in the building?</p> <p>4 A No, there wasn't.</p> <p>5 Q Was there anything different about the</p> <p>6 appearance of the mittens that you had encountered?</p> <p>7 A No, there wasn't.</p> <p>8 Q As a full-time graduate student you were</p> <p>9 taking courses in the labs; is that right?</p> <p>10 A Courses in the classroom and research, my</p> <p>11 own research project at the laboratory.</p> <p>12 Q Did you have to complete a dissertation of</p> <p>13 some sort to get your degree?</p> <p>14 A Yes, I did.</p> <p>15 Q What was your dissertation?</p> <p>16 A Estrogen receptors in the hypothalamus of</p> <p>17 the brain.</p> <p>18 Q And that required you to do research in the</p> <p>19 lab in order to complete your paper?</p> <p>20 A Yes, I did.</p> <p>21 Q Did you have a faculty advisor that you</p> <p>22 were required to report the status of your project to?</p> <p>23 A Yes, I did.</p> <p>24 Q And did that person work with you --</p> <p>25 MR. SCHAFFER: Withdrawn.</p>

<p style="text-align: right;">Page 58</p> <p>1 Christian Holinka 114</p> <p>2 Q Did that person have responsibility to be</p> <p>3 with you while you were conducting the research side</p> <p>4 of the paper?</p> <p>5 A She was the head of the laboratory and</p> <p>6 supervised my research, the answer is yes.</p> <p>7 Q Who was that?</p> <p>8 A Dr. Paola Timiras. Should I spell it?</p> <p>9 Q Yes, that would be great.</p> <p>10 A First name P-A-O-L-A, last name</p> <p>11 T-I-M-I-R-A-S.</p> <p>12 Q And would you have any information as to</p> <p>13 whether she is still alive?</p> <p>14 A No, I don't.</p> <p>15 Q But the last time you would have spoken</p> <p>16 with her had been when you were at the university at</p> <p>17 some point?</p> <p>18 A No, it wasn't.</p> <p>19 Q When was it?</p> <p>20 A It was about six years ago.</p> <p>21 Q Where was she living at the time?</p> <p>22 A In Berkeley, California.</p> <p>23 Q Was she still at the school?</p> <p>24 A That was the occasion of her retirement but</p> <p>25 she remained an active emeritus professor.</p>	<p style="text-align: right;">Page 60</p> <p>1 Christian Holinka 116</p> <p>2 supplies," would it be fair to say that these were</p> <p>3 items regularly used that would try to be kept in</p> <p>4 stock for use in the labs?</p> <p>5 A That is correct to say.</p> <p>6 Q Was the stockroom that supported this other</p> <p>7 one room lab you are in the same stockroom that</p> <p>8 supported the lab we talked about before?</p> <p>9 A To an extent, yes, the answer is yes.</p> <p>10 Q Did you while you were a full-time graduate</p> <p>11 student need to replace any of the pads?</p> <p>12 A Yes, I did.</p> <p>13 Q When you needed to replace them, where</p> <p>14 would you go to get the replacement pads?</p> <p>15 A From the supply room.</p> <p>16 Q The same supply room we talked about?</p> <p>17 A Yes.</p> <p>18 Q Are there any other specific ways that you</p> <p>19 believe that you were exposed to asbestos while</p> <p>20 working at this lab from 1964 to 1966?</p> <p>21 A I do not know.</p> <p>22 Q As you sit here today, do you have any</p> <p>23 reason to believe that you were exposed to asbestos in</p> <p>24 any other way besides what you have told us with</p> <p>25 respect to this lab?</p>
<p style="text-align: right;">Page 59</p> <p>1 Christian Holinka 115</p> <p>2 Q Do you know specifically the brand, trade</p> <p>3 or manufacturer's name of any of the Bunsen burner</p> <p>4 pads that you encountered while a graduate student</p> <p>5 during this time period 1964 to 1966?</p> <p>6 A They were ordered from standard suppliers,</p> <p>7 the names I have mentioned before.</p> <p>8 Q You were not responsible for doing the</p> <p>9 ordering during this period?</p> <p>10 A No, I was not.</p> <p>11 Q Who was?</p> <p>12 A A simple supply person.</p> <p>13 Q I do not understand what that means. Can</p> <p>14 you give me an idea what you are talking about when</p> <p>15 you use that term?</p> <p>16 A Well, typically in the department there was</p> <p>17 a technician who was responsible for supplies. If you</p> <p>18 needed specific research supplies for your own</p> <p>19 research, you looked at the catalog, Fisher</p> <p>20 Scientific, the main catalogs, Van Waters and Rogers,</p> <p>21 and picked out the things you needed very specifically</p> <p>22 for your research. General supplies were ordered</p> <p>23 centrally periodically because they were standard</p> <p>24 supplies at each laboratory.</p> <p>25 Q And when you use the term "standard</p>	<p style="text-align: right;">Page 61</p> <p>1 Christian Holinka 117</p> <p>2 A I do not know.</p> <p>3 Q You obtained your graduate degree in --</p> <p>4 MR. SCHAFFER: Withdrawn.</p> <p>5 Q What happens in 1966?</p> <p>6 A In 1966 I was admitted to graduate school</p> <p>7 at Berkeley in comparative literature.</p> <p>8 Q So, in 1966 did you get your graduate</p> <p>9 degree in physiology?</p> <p>10 A Yes.</p> <p>11 Q And this was the degree that had the paper</p> <p>12 you told us about associated with that.</p> <p>13 A Yes.</p> <p>14 Q And then you went on for another graduate</p> <p>15 degree there?</p> <p>16 A Yes, I did.</p> <p>17 Q And did you get that second degree?</p> <p>18 A Yes, I did.</p> <p>19 Q And is that the degree you got in August of</p> <p>20 1968?</p> <p>21 A Yes, that's correct.</p> <p>22 Q During the time that you were going for</p> <p>23 this additional graduate degree, did you work at all?</p> <p>24 A As a teaching assistant.</p> <p>25 Q Did you do any work in the lab at all?</p>



Page 62	Page 64
<p>1 Christian Holinka 118</p> <p>2 A No.</p> <p>3 Q Do you believe that you were exposed to</p> <p>4 asbestos in any way from the time period 1966 to</p> <p>5 August 1968?</p> <p>6 A I do not believe so but I don't know.</p> <p>7 Q We are in August of 1968 now. Did you go</p> <p>8 on to take any other classes at Berkeley once you had</p> <p>9 obtained these two graduate degrees on top of your</p> <p>10 undergraduate degree?</p> <p>11 A I continued as a graduate student.</p> <p>12 Q And were you continuing as a full-time</p> <p>13 graduate student starting in August of 1968?</p> <p>14 A Yes. Together with teaching as a teaching</p> <p>15 assistant.</p> <p>16 Q And what types of course work were you</p> <p>17 involved in as a teaching assistant?</p> <p>18 A French language.</p> <p>19 Q More associated with your literature</p> <p>20 graduate degree?</p> <p>21 A Yes.</p> <p>22 Q And how long did you take additional</p> <p>23 courses and also work as a teaching assistant?</p> <p>24 A And do library research until 1971.</p> <p>25 Q Did you obtain another degree?</p>	<p>1 Christian Holinka 120</p> <p>2 or June.</p> <p>3 Q And after that what was the next thing that</p> <p>4 you did in your life?</p> <p>5 A I was accepted as a graduate student in</p> <p>6 biological sciences at the State University of New</p> <p>7 York at Stony Brook.</p> <p>8 Q And how long did you attend graduate school</p> <p>9 at SUNY Stony Brook?</p> <p>10 A Until 1974.</p> <p>11 Q What month did you finish there?</p> <p>12 A In July, end of June or July.</p> <p>13 Q Did you get a degree from SUNY Stony Brook?</p> <p>14 A Yes, I did.</p> <p>15 Q What was that degree?</p> <p>16 A PhD.</p> <p>17 Q In what?</p> <p>18 A Biological sciences.</p> <p>19 Q Was this full-time academic studies?</p> <p>20 A It was full-time academic studies but I</p> <p>21 also worked part-time in addition.</p> <p>22 Q Where did you work part-time?</p> <p>23 A Columbia University Presbyterian Medical</p> <p>24 Center, clinical chemistry.</p> <p>25 Q When did you start doing the part-time work</p>
Page 63	Page 65
<p>1 Christian Holinka 119</p> <p>2 A No, I didn't. However, during that period</p> <p>3 I had a stipend for a year in Paris and I do have a</p> <p>4 certificate, a degree from the Sorbonne.</p> <p>5 Q From the time frame of August of 1968 until</p> <p>6 1971, do you believe that you were exposed to asbestos</p> <p>7 in any way?</p> <p>8 A I do not know but I don't believe so.</p> <p>9 Q Besides working as a teaching assistant,</p> <p>10 did you hold any other for-pay employments during this</p> <p>11 time period?</p> <p>12 A I taught intermittently language at the</p> <p>13 Berlitz School and a course in literature in Berkeley</p> <p>14 above the level of teaching assistant.</p> <p>15 Q And during that time period do you recall</p> <p>16 holding any other jobs aside from what you told us?</p> <p>17 A No.</p> <p>18 MR. SCHAFFER: Off the record for one</p> <p>19 second.</p> <p>20 (Discussion held off the record)</p> <p>21 Q When did you finish this period of time in</p> <p>22 your life when you were teaching literature and taking</p> <p>23 graduate classes, you told us it was in 1971, I am</p> <p>24 trying to find out when.</p> <p>25 A Yes. In the spring semester ending in May</p>	<p>1 Christian Holinka 121</p> <p>2 at Columbia?</p> <p>3 A 1971.</p> <p>4 Q Would it have been contemporaneous with the</p> <p>5 course work at SUNY?</p> <p>6 A Yes, it was.</p> <p>7 Q Did you get the job through connections at</p> <p>8 SUNY?</p> <p>9 A No, I did not.</p> <p>10 Q How did you come to get that job?</p> <p>11 A I applied personally through somebody, a</p> <p>12 professor there who I knew.</p> <p>13 Q How long did you work in the clinical</p> <p>14 chemistry department at Columbia University?</p> <p>15 A Until 1974.</p> <p>16 Q And was it basically employment there</p> <p>17 continuous with the time that you were taking the</p> <p>18 studies at SUNY Stony Brook?</p> <p>19 A Yes.</p> <p>20 Q During the time that you were out at Stony</p> <p>21 Brook, do you believe that you were exposed to</p> <p>22 asbestos while taking your studies?</p> <p>23 A Yes, I was.</p> <p>24 Q During the time that you were working for</p> <p>25 Columbia, do you believe that you were exposed to</p>

Page 66	Page 68
<p>1 Christian Holinka 122</p> <p>2 asbestos?</p> <p>3 A Yes, I was exposed.</p> <p>4 Q We are going to break them both down then.</p> <p>5 When you were taking the courses at SUNY</p> <p>6 Stony Brook, did you also take course work during the</p> <p>7 summers?</p> <p>8 A Yes.</p> <p>9 Q And how do you believe that you were</p> <p>10 exposed to asbestos when you were taking the graduate</p> <p>11 school studies at Stony Brook?</p> <p>12 A In my research for my degree.</p> <p>13 Q And how do you believe in conducting this</p> <p>14 research you were exposed to asbestos?</p> <p>15 A Through Bunsen burner pads and heat</p> <p>16 insulating mittens.</p> <p>17 Q With what frequency would you be --</p> <p>18 MR. SCHAFFER: Withdrawn.</p> <p>19 Q Did you handle both of these types of</p> <p>20 items --</p> <p>21 A Yes.</p> <p>22 Q -- while you were at SUNY Stony Brook?</p> <p>23 A Yes, I did.</p> <p>24 Q With what frequency would you be handling</p> <p>25 Bunsen burner pads?</p>	<p>1 Christian Holinka 124</p> <p>2 Q And how many Bunsen burners were in there?</p> <p>3 A I would estimate three.</p> <p>4 Q One per bench, you think?</p> <p>5 A Yes, pretty much.</p> <p>6 Q How do you believe that you were exposed to</p> <p>7 asbestos from the Bunsen burner pads there?</p> <p>8 A As the Bunsen burner experienced heat, the</p> <p>9 material degenerated, cracked and emitted dust.</p> <p>10 Q Did these pads that we are talking about</p> <p>11 appear similar in their appearance to those that you</p> <p>12 had encountered previous to that?</p> <p>13 A Yes, they did.</p> <p>14 Q Was there anything different about their</p> <p>15 size, their shape, their consistency of the material</p> <p>16 or anything else from those that you had encountered</p> <p>17 previously?</p> <p>18 A To my knowledge, no.</p> <p>19 Q Did the circumference of the material</p> <p>20 inside the mesh look the same to you?</p> <p>21 A Yes.</p> <p>22 Q Did you have to at any time replace those</p> <p>23 pads that you encountered at the lab in the anatomy</p> <p>24 department at Stony Brook?</p> <p>25 A Yes, I did.</p>
Page 67	Page 69
<p>1 Christian Holinka 123</p> <p>2 A Regularly.</p> <p>3 Q Any way to quantify what "regularly" would</p> <p>4 be?</p> <p>5 MR. DARCHE: Don't guess.</p> <p>6 A Daily, daily. The days I was at the</p> <p>7 laboratory obviously.</p> <p>8 Q Where was the laboratory that you used</p> <p>9 these pads at SUNY Stony Brook?</p> <p>10 A In the anatomy department.</p> <p>11 Q Did you work out of one lab in the anatomy</p> <p>12 department?</p> <p>13 A Yes.</p> <p>14 Q Do you know if that lab had any other type</p> <p>15 of designation by room number or name or something</p> <p>16 like that?</p> <p>17 A By room number, I don't recall the name.</p> <p>18 Q Was it the first floor, second floor or</p> <p>19 something like that?</p> <p>20 A First floor.</p> <p>21 Q Describe for me what that lab looked like</p> <p>22 first in terms of its dimensions.</p> <p>23 A Medium size, square feet I cannot estimate.</p> <p>24 Q Did it have work stations or tables?</p> <p>25 A About three large benches.</p>	<p>1 Christian Holinka 125</p> <p>2 Q And where would you go to get replacement</p> <p>3 pads on those occasions?</p> <p>4 A The supply room in biology.</p> <p>5 Q And where would that be in relation to the</p> <p>6 anatomy department that you were in?</p> <p>7 A That was in a different building.</p> <p>8 Q How often do you recall getting replacement</p> <p>9 pads over that period of time that you were working</p> <p>10 out of that lab? I'm sorry, doing research out of</p> <p>11 that lab.</p> <p>12 A About no more than once a month.</p> <p>13 Q Did the pads when you picked them up from</p> <p>14 the supply area come packaged in any way?</p> <p>15 A No.</p> <p>16 Q How were they stored there?</p> <p>17 A I do not know how the supplier supplied</p> <p>18 them. I would --</p> <p>19 Q Let me see if I understand the process.</p> <p>20 You would walk into the supply room and would there be</p> <p>21 somebody there supporting the supply room?</p> <p>22 A Yes.</p> <p>23 Q And would you ask the person in there I</p> <p>24 need X-Y-Z and that person would go get it?</p> <p>25 A Exactly, yes.</p>

<p style="text-align: right;">Page 70</p> <p>1 Christian Holinka 126</p> <p>2 Q And you would not have an opportunity to</p> <p>3 see how they were stored there, right?</p> <p>4 A No.</p> <p>5 Q Did you have any responsibility for</p> <p>6 ordering any Bunsen burner pads when you were doing</p> <p>7 your research at this lab?</p> <p>8 A No, I did not.</p> <p>9 Q Do you know the brand, trade or</p> <p>10 manufacturer's name specifically of those pads that</p> <p>11 were supplied to you and used there?</p> <p>12 A They were supplied by standard suppliers.</p> <p>13 Q I guess my question, sir, is if you did not</p> <p>14 do the ordering of the supplies, do you know</p> <p>15 specifically who supplied the --</p> <p>16 A Specifically I --</p> <p>17 MR. DARCHE: I am going to object to the</p> <p>18 form as being argumentative.</p> <p>19 Q And I do not mean to be argumentative, sir.</p> <p>20 I am just trying to establish that you did not order</p> <p>21 the pads, right?</p> <p>22 A That is correct.</p> <p>23 Q And was there anything about the pads</p> <p>24 identifying who supplied them on the pad itself?</p> <p>25 A No, there wasn't.</p>	<p style="text-align: right;">Page 72</p> <p>1 Christian Holinka 128</p> <p>2 Q Did those mittens appear similar to those</p> <p>3 that you had encountered previously in your career?</p> <p>4 A Yes.</p> <p>5 Q They were one thumb and then one unit</p> <p>6 covering all of the fingers?</p> <p>7 A That's correct.</p> <p>8 Q And did they go approximately the same way</p> <p>9 up your hand?</p> <p>10 A That's correct.</p> <p>11 Q And in terms of their consistency and</p> <p>12 color, everything was similar to that which you had</p> <p>13 seen before?</p> <p>14 A Yes.</p> <p>15 Q Let me ask you with respect to the pads at</p> <p>16 this anatomy department, why do you think that they</p> <p>17 contained asbestos?</p> <p>18 A It was general knowledge that the centers</p> <p>19 contained asbestos.</p> <p>20 Q And how did you first become aware of this</p> <p>21 general knowledge that the center was asbestos?</p> <p>22 A I could not tell you the time.</p> <p>23 Q Can you tell me how you came to this</p> <p>24 general knowledge?</p> <p>25 A Through colleagues, co-workers.</p>
<p style="text-align: right;">Page 71</p> <p>1 Christian Holinka 127</p> <p>2 Q No logos or writing --</p> <p>3 A No.</p> <p>4 Q -- or anything imprinted or embossed on the</p> <p>5 material?</p> <p>6 A No.</p> <p>7 Q How often would you encounter the --</p> <p>8 MR. SCHAFFER: Withdrawn.</p> <p>9 Q How often would you use the mittens when</p> <p>10 you were doing your research at this lab?</p> <p>11 A About once every two days.</p> <p>12 Q Did you ever have to replace the mittens</p> <p>13 that you were using at the lab?</p> <p>14 A Yes.</p> <p>15 Q And would you when you needed to get</p> <p>16 replacement mittens go to the same supply person in</p> <p>17 the supply room?</p> <p>18 A Yes.</p> <p>19 Q Do you know specifically the brand, trade</p> <p>20 or manufacturer's name of the mittens that you used</p> <p>21 there?</p> <p>22 A No.</p> <p>23 Q Do you know who supplied specifically those</p> <p>24 mittens that you used there?</p> <p>25 A No.</p>	<p style="text-align: right;">Page 73</p> <p>1 Christian Holinka 129</p> <p>2 Q Did they specifically, whoever it was,</p> <p>3 advise you that the material did contain asbestos?</p> <p>4 A No.</p> <p>5 Q Do you know what, if any, other materials</p> <p>6 might provide the same sort of abilities as asbestos</p> <p>7 that may have been used on these pads?</p> <p>8 MR. DARCHE: Objection.</p> <p>9 Q But did you understand my question, sir?</p> <p>10 A Yes.</p> <p>11 Q You can answer the question then.</p> <p>12 A Can I?</p> <p>13 Q Yes.</p> <p>14 A No, I don't know.</p> <p>15 Q And why do you believe that the mittens</p> <p>16 that you used at the anatomy department contained</p> <p>17 asbestos?</p> <p>18 A I believe it was specified in the catalog,</p> <p>19 "asbestos mittens."</p> <p>20 Q You did not have the responsibility for</p> <p>21 ordering the mittens, right?</p> <p>22 A No, I did not.</p> <p>23 MR. DARCHE: Objection, asked and answered.</p> <p>24 If I object wait for me to object before</p> <p>25 you answer.</p>



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1 Christian Holinka 130  
2 Q When was the first time that you came to  
3 believe that the mittens that you were using contained  
4 asbestos?  
5 A I do not recall the exact time.  
6 Q Can you give me, looking back up to where  
7 we are right now, whether it was before you were  
8 taking your course work at SUNY Stony Brook or after  
9 that?  
10 MR. DARCHE: I am just going to object.  
11 Don't guess.  
12 The witness has already testified as to  
13 what he recalls.  
14 MR. SCHAFFER: Well, I am asking him the  
15 basis for his recollection that they actually  
16 were asbestos.  
17 MR. DARCHE: So ask him that.  
18 Q Why do you believe the mittens --  
19 MR. DARCHE: You already asked him that.  
20 MR. SCHAFFER: Right.  
21 Q And my question is when was the first time  
22 that you came to the belief that mittens that you used  
23 contained asbestos.  
24 MR. DARCHE: I am just going to object to  
25 the form.

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1 Christian Holinka 131  
2 You can answer, if you can.  
3 A I do not recall the exact time.  
4 Q And this is one of those times, sir, that I  
5 am entitled to probe a little further and try and get  
6 a best estimate as to when you came to this knowledge.  
7 MR. DARCHE: But don't guess.  
8 Q Right, nobody is asking you to guess.  
9 A I would have to guess.  
10 Q That is fair. Nobody wants you to.  
11 When you would receive the mittens from the  
12 supply person, did they come packaged in any way?  
13 A No, not to my knowledge.  
14 Q And would you have any understanding as to  
15 how long a pair of mittens would last when you were  
16 doing your research at SUNY Stony Brook?  
17 A Relatively long because I was the only  
18 person at the laboratory, that's the only person using  
19 them. Relatively long, I would guess four months.  
20 Q And when the mittens got to a point where  
21 you felt that they had to be replaced, what would you  
22 do with them?  
23 A I would dispose of them and get a new one,  
24 set from the supply room.  
25 Q As you sit here today are there any other

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1 Christian Holinka 132  
2 specific ways that you believe you were exposed to  
3 asbestos when you were doing your research work at the  
4 SUNY Stony Brook anatomy department lab?  
5 A I do not know.  
6 Q Was the physical layout of the benches and  
7 equipment that may have been in the lab constant from  
8 when you first started doing your research there until  
9 when you left?  
10 A Yes.  
11 Q Can you estimate how many hours per week  
12 you would put in part-time at the Columbia University  
13 clinical chemistry department during the time you were  
14 there?  
15 A Approximately 12 hours.  
16 Q And this was located where on Columbia  
17 Presbyterian's grounds?  
18 A The main building on 168th Street.  
19 Q What floor was the area where you worked?  
20 A I don't remember.  
21 Q Was it in a laboratory as well?  
22 A Yes.  
23 Q And did you work in this one laboratory the  
24 entire --  
25 A Yes.

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1 Christian Holinka 133  
2 Q -- time that you were working there?  
3 A Yes.  
4 Q And how do you believe you were exposed to  
5 asbestos there?  
6 A I used Bunsen burners and heat insulating  
7 mittens.  
8 Q While you were doing this part-time work at  
9 Columbia, did you have responsibility for ordering  
10 either of those materials that you used?  
11 A No, I did not.  
12 Q Did you use any other materials in the  
13 course of your part-time work there that you believe  
14 caused you to be exposed to asbestos?  
15 A I do not know.  
16 Q Do you believe that you were exposed to  
17 asbestos from the Bunsen burner pads in a fashion  
18 similar to that as you told us at the other places you  
19 talked about?  
20 A That's correct.  
21 Q Anything different about the way you think  
22 you were exposed?  
23 A No.  
24 Q Was there anything different physically  
25 about how the Bunsen burner pads looked as opposed to

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1 Christian Holinka 134  
 2 what you encountered before?  
 3 A No.  
 4 Q While you were doing the part-time work at  
 5 Columbia University, did you have to on occasion  
 6 replace the pads?  
 7 A Yes.  
 8 Q How many times did you do that?  
 9 A I want to modify this. They were replaced,  
 10 I did not replace them myself.  
 11 Q How would the replacement process work  
 12 there then?  
 13 A I do not know.  
 14 Q Would it be a situation where you would  
 15 show up one day and it would appear to be a new pad  
 16 present?  
 17 A Yes.  
 18 Q Do you know where the new pads would come  
 19 from?  
 20 A I don't.  
 21 Q Did you have to replace any of the heat  
 22 mittens that was used there at any time?  
 23 A No.  
 24 Q The heat mittens that you used there, how  
 25 often would you use them?

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1 Christian Holinka 135  
 2 A No more than once every two weeks.  
 3 Q You told us that you averaged about 12  
 4 hours a week there during this part-time work?  
 5 A Yes.  
 6 Q Would that be broken over one day or  
 7 several days or how did that typically fall?  
 8 A Two days.  
 9 Q Two six-hour days on average?  
 10 A Yes.  
 11 Q Perhaps --  
 12 A That makes it 18 hours a week, I worked  
 13 from midnight to nine in the morning.  
 14 Q So, you worked there three times a week,  
 15 midnight to nine?  
 16 A Twice a week.  
 17 Q The lab was open continuously?  
 18 A Yes, sure.  
 19 Q Do you know the brand, trade or  
 20 manufacturer's name of the mittens that you used at  
 21 Columbia Presbyterian?  
 22 A No, I do not.  
 23 Q Do you know the brand, trade or  
 24 manufacturer's name of the Bunsen burner pads that  
 25 were present at Columbia?

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1 Christian Holinka 136  
 2 A I do not.  
 3 Q Can you tell me any other specific ways  
 4 that you believe you may have been exposed to asbestos  
 5 while working part-time at Columbia University?  
 6 A No, I cannot tell you.  
 7 Q In 1974 you got your PhD; is that right?  
 8 A Yes.  
 9 MR. SCHAFER: Off the record for a second.  
 10 (Discussion held off the record)  
 11 Q In July of 1974 you get your degree from  
 12 SUNY Stony Brook, your PhD and what happens next in  
 13 the course of your professional career?  
 14 A I became a post-doctoral fellow at the  
 15 University of Southern California.  
 16 Q And was this at Berkeley again or --  
 17 A Los Angeles.  
 18 Q And how long were you a post-doctoral  
 19 fellow?  
 20 A Until 1977.  
 21 Q And what types of things did you do as a  
 22 post-doctoral fellow there?  
 23 A Biological research and teaching.  
 24 Q What portion or percentage of your time was  
 25 dedicated to research as opposed to teaching?

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1 Christian Holinka 137  
 2 A About 90 percent research, 90 to 95  
 3 percent.  
 4 Q When you were doing your research, did you  
 5 conduct it in one particular area of USC Los Angeles?  
 6 A Yes. At the Gerontology Building.  
 7 Q And where within the Gerontology Building  
 8 did you do this research?  
 9 A Second floor.  
 10 Q What were the dimensions or the layout of  
 11 the space you worked out of?  
 12 A Four rooms, variable size ranging from an  
 13 estimated 400 square feet to 800 square feet,  
 14 estimated.  
 15 Q And were these rooms comprised of both  
 16 offices and laboratories?  
 17 A Offices were separate.  
 18 Q So, the four rooms, were they all labs?  
 19 A Yes.  
 20 Q Did you work in all of those rooms?  
 21 A Yes.  
 22 Q Did you have graduate assistants working  
 23 with you during this time period?  
 24 A Yes, I did.  
 25 Q What were their names of some of these

<p style="text-align: right;">Page 82</p> <p>1 Christian Holinka 138</p> <p>2 people?</p> <p>3 A Monty Heckland (phonetic), undergraduate</p> <p>4 assistant.</p> <p>5 Q Anybody else?</p> <p>6 A Not as undergraduate or graduate assistant.</p> <p>7 Q How about any other people who assisted you</p> <p>8 in any way?</p> <p>9 A You usually had to do the research</p> <p>10 yourself. James Nelson.</p> <p>11 Q And what was his position or how did he</p> <p>12 help you?</p> <p>13 A Graduate student.</p> <p>14 Q Anybody else?</p> <p>15 A No.</p> <p>16 Q During the time that you were working at</p> <p>17 USC Los Angeles in the Gerontology Building, do you</p> <p>18 believe you were exposed to asbestos?</p> <p>19 A Yes.</p> <p>20 Q In what ways do you believe you were</p> <p>21 exposed to asbestos there?</p> <p>22 A Through Bunsen burner pads and heat</p> <p>23 insulating mittens.</p> <p>24 Q Were there Bunsen burners present in each</p> <p>25 of the four rooms that you were conducting your</p>	<p style="text-align: right;">Page 84</p> <p>1 Christian Holinka 140</p> <p>2 Q Did the Bunsen burner pads that you used</p> <p>3 there appear similar in their shape and color when</p> <p>4 compared to the ones you had encountered earlier in</p> <p>5 your career?</p> <p>6 A Yes.</p> <p>7 Q Was there anything physically different</p> <p>8 about them that you can recall at this time as opposed</p> <p>9 to the others?</p> <p>10 A No.</p> <p>11 Q Do you know the brand, trade or</p> <p>12 manufacturer's name of those Bunsen burner pads?</p> <p>13 A No.</p> <p>14 Q Do you know who specifically supplied those</p> <p>15 pads that you used as a post-doctoral fellow at the</p> <p>16 Gerontology Building?</p> <p>17 A We had standard suppliers, I do not know</p> <p>18 which individual standard supplier supplied them.</p> <p>19 Q Did you need to get replacement pads on</p> <p>20 occasion during those three years you were doing</p> <p>21 research?</p> <p>22 A Yes.</p> <p>23 Q Where would you get them from?</p> <p>24 A From the laboratory supply cabinet.</p> <p>25 Q Which would have been located where?</p>
<p style="text-align: right;">Page 83</p> <p>1 Christian Holinka 139</p> <p>2 research in?</p> <p>3 A Yes.</p> <p>4 Q How many were in each room?</p> <p>5 A An estimated two to five.</p> <p>6 Q Did the room that you worked out of have</p> <p>7 any other numerical designation or name that you can</p> <p>8 recall?</p> <p>9 A Room numbers I do not recall.</p> <p>10 Q Not named in honor of somebody or</p> <p>11 so-and-so's lab or anything like that?</p> <p>12 A I believe one or two were.</p> <p>13 Q As you sit here today, do you know who they</p> <p>14 may have been referring to?</p> <p>15 A No.</p> <p>16 Q Were there similar labs on the same floor</p> <p>17 of that building?</p> <p>18 A Yes.</p> <p>19 Q Did you have a responsibility as a</p> <p>20 post-doctoral fellow for ordering any of the Bunsen</p> <p>21 burner pads that you used there?</p> <p>22 A No, I did not.</p> <p>23 Q Did you have a responsibility for ordering</p> <p>24 any of the heat mittens that you used there?</p> <p>25 A No.</p>	<p style="text-align: right;">Page 85</p> <p>1 Christian Holinka 141</p> <p>2 A At the laboratory in one of the four rooms.</p> <p>3 Q Did you personally obtain new pads on</p> <p>4 occasion during the three years that you were doing</p> <p>5 research?</p> <p>6 A Yes, I did.</p> <p>7 Q And you would go to the storage area and</p> <p>8 take them yourself?</p> <p>9 A Yes.</p> <p>10 Q When you would take them out, did they come</p> <p>11 in any sort of packaging?</p> <p>12 A No.</p> <p>13 Q They were loose?</p> <p>14 A Not to my recollection, no.</p> <p>15 Q Your recollection is they were loose?</p> <p>16 A Yes.</p> <p>17 Q Stacked on top of each other or lined up</p> <p>18 side by side?</p> <p>19 A I believe stacked on top of each other.</p> <p>20 Q Did you ever see any paperwork indicating</p> <p>21 who specifically supplied those pads that you used</p> <p>22 there?</p> <p>23 A I did not.</p> <p>24 Q Do you recall a replacement stock of these</p> <p>25 pads coming in and being placed in that storage area?</p>

<p style="text-align: right;">Page 86</p> <p>1 Christian Holinka 142</p> <p>2 A Not specifically, no.</p> <p>3 Q Did you ever encounter a situation there</p> <p>4 where you had run out of pads and had to arrange to</p> <p>5 have more pads brought over?</p> <p>6 A No.</p> <p>7 Q Did you use one set of mittens during the</p> <p>8 three years there or more than one set?</p> <p>9 A Set, you mean --</p> <p>10 Q Pair.</p> <p>11 A -- individual --</p> <p>12 Q Pair I guess is the best way to put it.</p> <p>13 A Many more than one. May I add something?</p> <p>14 Q Yes, absolutely.</p> <p>15 A To an extended response to your question</p> <p>16 about collaborators.</p> <p>17 Q Yes.</p> <p>18 A The chief technician helped the laboratory.</p> <p>19 Q Who was that?</p> <p>20 A Heinz; H-E-I-N-Z, Osterburg;</p> <p>21 O-S-T-E-R-B-U-R-G.</p> <p>22 Q Did Mr. Osterburg have the responsibility</p> <p>23 for ordering any replacement supplies?</p> <p>24 A Yes.</p> <p>25 Q Did you ever have a conversation with</p>	<p style="text-align: right;">Page 88</p> <p>1 Christian Holinka 144</p> <p>2 A Yes.</p> <p>3 Q When was the last time you were in touch</p> <p>4 with Mr. Heckland?</p> <p>5 A About three months ago, four months ago.</p> <p>6 Q Is Mr. Heckland aware of your current</p> <p>7 physical situation?</p> <p>8 A Yes.</p> <p>9 Q Did you have any discussions with</p> <p>10 Mr. Heckland about the types of products that you used</p> <p>11 together while you were at USC Los Angeles?</p> <p>12 A No.</p> <p>13 Q Did you have any discussion with respect to</p> <p>14 any products that may have contained asbestos?</p> <p>15 A No.</p> <p>16 Q Where does he currently live?</p> <p>17 A In Baltimore.</p> <p>18 Q When was the last time you spoke to</p> <p>19 Mr. Nelson?</p> <p>20 A An estimated three years ago.</p> <p>21 Q Did you ever have any discussions with</p> <p>22 Mr. Nelson about any asbestos-containing components</p> <p>23 that were in any of the labs where you were?</p> <p>24 A No.</p> <p>25 Q And Mr. Osterburg, is he still alive?</p>
<p style="text-align: right;">Page 87</p> <p>1 Christian Holinka 143</p> <p>2 Mr. Osterburg advising that the lab or labs needed</p> <p>3 more pads or mittens?</p> <p>4 A No.</p> <p>5 Q If you needed a replacement pair of</p> <p>6 mittens, would you get them from the same supply area</p> <p>7 located in one of those labs?</p> <p>8 A Yes.</p> <p>9 Q Do you recall how the replacement mittens</p> <p>10 were stored in this area?</p> <p>11 A No.</p> <p>12 Q Was there anything different about the</p> <p>13 physical appearance of these mittens as opposed to</p> <p>14 mittens that you had encountered earlier in your</p> <p>15 career?</p> <p>16 A No.</p> <p>17 Q Can you tell me any other specific type of</p> <p>18 materials that you believe contained asbestos that you</p> <p>19 handled there?</p> <p>20 A No, I cannot tell you.</p> <p>21 MR. DARCHE: Just one second.</p> <p>22 (Discussion held off the record)</p> <p>23 Q Did Mr. Heckland and Mr. Nelson and</p> <p>24 Mr. Osterburg also use these types of materials in the</p> <p>25 course of supporting you in your research?</p>	<p style="text-align: right;">Page 89</p> <p>1 Christian Holinka 145</p> <p>2 A Yes.</p> <p>3 Q Where is he currently?</p> <p>4 A In Los Angeles.</p> <p>5 Q When was the last time you spoke with him?</p> <p>6 MR. DARCHE: Three years ago.</p> <p>7 A About half a year ago.</p> <p>8 MR. SCHAFFER: We talked about Mr. Nelson</p> <p>9 before.</p> <p>10 MR. DARCHE: Sorry about that.</p> <p>11 MR. SCHAFFER: We are talking about</p> <p>12 Osterburg.</p> <p>13 MR. DARCHE: Sorry about that.</p> <p>14 Q Is Mr. Osterburg aware of your physical</p> <p>15 condition?</p> <p>16 A Yes, I told him.</p> <p>17 Q Did you and he have any discussions whether</p> <p>18 there were any materials or products in the labs that</p> <p>19 may have exposed you to asbestos?</p> <p>20 A We did not talk about it.</p> <p>21 Q Is there anyone that you have talked about</p> <p>22 with respect to your time at USC LA?</p> <p>23 A USC, please.</p> <p>24 Q I'm sorry, forgive me.</p> <p>25 A Two different universities.</p>

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1 Christian Holinka 146  
 2 Q My apologies.  
 3 Have you ever discussed the brand, trade or  
 4 manufacturer's names of any of the materials that you  
 5 believe contained asbestos that you encountered at USC  
 6 besides with representatives from your law firm?  
 7 A No.  
 8 MR. DARCHE: Off the record.  
 9 (Discussion held off the record)  
 10 Q Sir, I forgot to ask you, where does  
 11 Mr. Nelson currently live?  
 12 A San Antonio, Texas.  
 13 Q Separate and apart from your research that  
 14 you did at USC, do you believe that you were exposed  
 15 to asbestos when you were doing the teaching aspect of  
 16 your post-doctoral fellow work out there?  
 17 A I do not know but I do not think so.  
 18 Q And did that work result in any additional  
 19 degrees of any type as a post-doctoral fellow?  
 20 A No.  
 21 Q When in 1977 did you leave USC LA?  
 22 A In July.  
 23 MR. DARCHE: How are you feeling?  
 24 THE WITNESS: Okay.  
 25 MR. SCHAFFER: Let's go off the record a

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1 Christian Holinka 147  
 2 second.  
 3 (Discussion held off the record)  
 4 (Whereupon, at 12:20 P.M., a lunch recess  
 5 was taken)  
 6 (Back on the record at 1:25 P.M.)  
 7 Q Sir, we are back on the record and I just  
 8 want to go back over one or two things before we move  
 9 forward to your time at Mount Sinai if I may.  
 10 A Yes.  
 11 Q And I am not sure if I have asked you this  
 12 question before or if my colleague did or did not, so  
 13 if I did I apologize.  
 14 With respect to the mittens that you used  
 15 when you were at the lab at USC Los Angeles, do you  
 16 know who specifically manufactured them?  
 17 A No, I do not.  
 18 Q Do you know who specifically supplied those  
 19 mittens that you used at that location?  
 20 A No, I do not.  
 21 Q Let's move forward, your next job was  
 22 where?  
 23 A May I make a small addition to a previous  
 24 statement?  
 25 Q Yes.

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1 Christian Holinka 148  
 2 A Regarding the diameter of the asbestos  
 3 inset to the Bunsen burner covers, the diameter  
 4 probably was closer to 8 inches. I said 3 or 4, I  
 5 believe, I thought in the metric system and it was  
 6 closer to 8 inches.  
 7 Q And let me then ask you this: If the  
 8 diameter of the pad was 8 inches, what was the length  
 9 across of the meshing itself when you counted all the  
 10 meshing?  
 11 A An estimated 1 more inch on each side, so  
 12 it would be about 10 inches.  
 13 Q And were those mesh pieces typically square  
 14 or rectangular?  
 15 A Typically square.  
 16 Q After the lunch break looking back, is  
 17 there anything else that you need to amplify or  
 18 correct from this morning's testimony?  
 19 A No, there isn't.  
 20 Q Why did you leave the fellow position at  
 21 USC?  
 22 A I had a job offer at Mount Sinai School of  
 23 Medicine in New York City.  
 24 Q How did you come to get that offer?  
 25 A At a scientific meeting.

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1 Christian Holinka 149  
 2 Q And when did you start at Mount Sinai?  
 3 A August 1977.  
 4 Q And how long did you work there?  
 5 A Until July 1989.  
 6 Q And what was your position there?  
 7 A Initially an instructor and then assistant  
 8 professor in obstetrics, gynecology and reproductive  
 9 science.  
 10 Q How long would you have been an instructor  
 11 first there at Mount Sinai approximately?  
 12 A Approximately two to three years.  
 13 Q And the balance of the time that you were  
 14 there approximately nine or ten years was as an  
 15 assistant professor?  
 16 A Yes.  
 17 Q As an instructor there what were your hours  
 18 typically, if there was such a thing?  
 19 A Forty to sixty hours.  
 20 Q And would you teach classes both day and  
 21 night as needed?  
 22 A I did not regularly teach classes at Sinai  
 23 except one or two years a part of a course in  
 24 reproductive biology to medical students.  
 25 Q I'm sorry, I misinterpreted what you meant



<p style="text-align: right;">Page 94</p> <p>1 Christian Holinka 150</p> <p>2 by instructor then. Can you tell me what your duties</p> <p>3 were as an instructor?</p> <p>4 A Research, the principal duties were</p> <p>5 research.</p> <p>6 Q When did you conduct the research as an</p> <p>7 instructor there?</p> <p>8 A During the period 1977 to '89.</p> <p>9 Q When you were an instructor, yes.</p> <p>10 A When I was an instructor and thereafter</p> <p>11 when I was an assistant professor.</p> <p>12 Q Where physically within the premises of</p> <p>13 Mount Sinai did you do the research work as an</p> <p>14 instructor?</p> <p>15 A The Annenberg Building, 20th floor.</p> <p>16 Q And was there a separate portion of the</p> <p>17 floor such as a lab or other area within the 20th</p> <p>18 floor that you worked at?</p> <p>19 A Yes. There were several laboratories on</p> <p>20 the floor.</p> <p>21 Q Did you work in one of them or all of them?</p> <p>22 A Principally in two different rooms.</p> <p>23 Q And did these rooms have any numerical or</p> <p>24 other designation?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 96</p> <p>1 Christian Holinka 152</p> <p>2 A Yes.</p> <p>3 Q Over the two or three years, can you</p> <p>4 estimate how many times you would have replaced the</p> <p>5 pads?</p> <p>6 A About once every two months.</p> <p>7 Q You said that there were two rooms, did</p> <p>8 both of these rooms have Bunsen burners?</p> <p>9 A Yes.</p> <p>10 Q Can you tell me how many were in each room?</p> <p>11 A Correction, three rooms.</p> <p>12 Q Fair enough.</p> <p>13 A When we did histology work I used a</p> <p>14 different room.</p> <p>15 The answer to your question, between two</p> <p>16 and five.</p> <p>17 Q Were there more Bunsen burners in the</p> <p>18 histology room or not, if you know?</p> <p>19 A About the same.</p> <p>20 Q Now, was there anything different about the</p> <p>21 physical appearance of these Bunsen burner pads that</p> <p>22 you used there as opposed to those that you had</p> <p>23 encountered prior in your career?</p> <p>24 A No.</p> <p>25 Q Did these pads have any words or logos or</p>
<p style="text-align: right;">Page 95</p> <p>1 Christian Holinka 151</p> <p>2 Q What were they called, if you remember?</p> <p>3 A I don't remember.</p> <p>4 Q And did you work in both of these rooms</p> <p>5 during the time that you held the position of</p> <p>6 instructor?</p> <p>7 A Yes.</p> <p>8 Q Do you believe that you were exposed to</p> <p>9 asbestos at Mount Sinai in the course of your work as</p> <p>10 an instructor those first two or three years?</p> <p>11 A Yes.</p> <p>12 Q And how during that time period do you</p> <p>13 believe you were exposed to asbestos?</p> <p>14 A By asbestos pads, Bunsen burner pads and</p> <p>15 mittens.</p> <p>16 Q Did you work yourself with the pads as an</p> <p>17 instructor?</p> <p>18 A Yes.</p> <p>19 Q And what would you do with them?</p> <p>20 A Well, you use them all the time for heating</p> <p>21 the agents, heating water, heating media. It was the</p> <p>22 only heat source at the laboratory.</p> <p>23 Q Did you have on occasion the need to</p> <p>24 replace the pads that you were using when you were an</p> <p>25 instructor?</p>	<p style="text-align: right;">Page 97</p> <p>1 Christian Holinka 153</p> <p>2 printing or anything on them that would identify their</p> <p>3 manufacturer?</p> <p>4 A They did not.</p> <p>5 Q Or their supplier.</p> <p>6 A They did not.</p> <p>7 Q As an instructor did you have the</p> <p>8 responsibility for ordering any pads that were used at</p> <p>9 Mount Sinai?</p> <p>10 A No.</p> <p>11 Q If you needed to pick up a replacement pad</p> <p>12 at Mount Sinai, where would you go?</p> <p>13 A There was a central room for supplies for</p> <p>14 the laboratory.</p> <p>15 Q Was that also located on the 20th floor?</p> <p>16 A Yes. It was really a large set of cabinets</p> <p>17 in one of the laboratories.</p> <p>18 Q Was it located in one of the three rooms</p> <p>19 that you were in as an instructor?</p> <p>20 A In one, yes.</p> <p>21 Q If I asked you which one could you tell me?</p> <p>22 A I believe a storage unit.</p> <p>23 Q Do you know which particular room it was in</p> <p>24 or you believe it was in one of them?</p> <p>25 A I think it was in one.</p>

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<p>1 Christian Holinka 154</p> <p>2 Q When you would go to this storage area, did</p> <p>3 you see how the pads were kept in it?</p> <p>4 A I saw it but I don't remember whether they</p> <p>5 were stacked or next to each other.</p> <p>6 Q And do you recall if there was any</p> <p>7 packaging associated with any of these new pads that</p> <p>8 you would take?</p> <p>9 A I don't remember.</p> <p>10 Q Do you know the brand, trade or</p> <p>11 manufacturer's name of any of those pads?</p> <p>12 A I do not know a specific brand.</p> <p>13 Q Do you know who supplied those pads to</p> <p>14 Mount Sinai during those years that you were an</p> <p>15 instructor?</p> <p>16 A Well, we had basically four suppliers,</p> <p>17 Fisher Scientific, Van Waters and Rogers, American</p> <p>18 Scientific, Senco. They were big catalogs, they</p> <p>19 looked like a book with in the back their names. And</p> <p>20 there were other companies also that I don't recall</p> <p>21 who supplied highly specific parts, supplies but those</p> <p>22 were the main companies and we may even have had a</p> <p>23 standing account with one, two or three of them.</p> <p>24 Q When you say "we," are you talking about</p> <p>25 Mount Sinai itself or your particular department where</p>	<p>1 Christian Holinka 156</p> <p>2 A Once a day, whenever there was something</p> <p>3 hot to touch, once a day, once every two days, twice a</p> <p>4 day.</p> <p>5 Q Did the physical appearance of these</p> <p>6 mittens to you seem the same as those as you had</p> <p>7 encountered earlier in your career?</p> <p>8 A Yes.</p> <p>9 Q Was there anything different about what</p> <p>10 those mittens looked like as compared to the earlier</p> <p>11 ones?</p> <p>12 A Not to my recollection, no.</p> <p>13 Q Besides those mittens did you use any other</p> <p>14 types of gloves or mittens during your time as an</p> <p>15 instructor?</p> <p>16 A No.</p> <p>17 Q Do you know the brand, trade or</p> <p>18 manufacturer's name of any of those mittens that you</p> <p>19 used while you were an instructor?</p> <p>20 A No.</p> <p>21 Q Do you know specifically who supplied any</p> <p>22 of those mittens that you used as an instructor?</p> <p>23 A Specific suppliers I don't know.</p> <p>24 Q And you have mentioned four companies that</p> <p>25 you believe generally provided supplies --</p>
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<p>1 Christian Holinka 155</p> <p>2 you worked?</p> <p>3 A In my department, my laboratory.</p> <p>4 Q If there was such a standing type of</p> <p>5 relationship within your department, who within your</p> <p>6 department would have been the contact to deal with</p> <p>7 with respect to that?</p> <p>8 A The main person, Dr. Gurpide.</p> <p>9 Q Doctor who?</p> <p>10 A Erlio; E-R-L-I-O, G-U-R-P-I-D-E.</p> <p>11 Q And is Dr. Gurpide still alive?</p> <p>12 A Yes.</p> <p>13 Q Is he still at Mount Sinai?</p> <p>14 A No.</p> <p>15 Q Do you know where he lives?</p> <p>16 A I don't. He's in a retirement home</p> <p>17 somewhere in the midwest.</p> <p>18 Q When would have been the last time you had</p> <p>19 occasion to have any contact with him?</p> <p>20 A About ten years ago, eight years ago</p> <p>21 probably.</p> <p>22 Q How often would you use the mittens as an</p> <p>23 instructor at Mount Sinai?</p> <p>24 A Regularly.</p> <p>25 Q Can you define that?</p>	<p>1 Christian Holinka 157</p> <p>2 A Yes.</p> <p>3 Q -- when you were in that position.</p> <p>4 A Yes.</p> <p>5 Q Can you tell me any other ways that you</p> <p>6 specifically believe that you were exposed to asbestos</p> <p>7 while you were working as an instructor in these three</p> <p>8 rooms in the Annenberg Building?</p> <p>9 A No, I cannot.</p> <p>10 Q Did you have a supervisor or some sort of a</p> <p>11 boss that you had to report to for those two or three</p> <p>12 years?</p> <p>13 A Dr. Gurpide.</p> <p>14 Q Did you typically work alone or with other</p> <p>15 people?</p> <p>16 A I had a technician for most of the period.</p> <p>17 Q And what was the technician's name?</p> <p>18 A Mila de la Pena; MILA, D-E, L-A, and</p> <p>19 capital P-E-N-A.</p> <p>20 Q And is that assistant still alive?</p> <p>21 A Yes.</p> <p>22 Q And do you know -- is it he or she?</p> <p>23 A She.</p> <p>24 Q Do you know where she currently lives?</p> <p>25 A Somewhere on Long Island, I don't know the</p>

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1 Christian Holinka 158  
 2 town.  
 3 Q Do you know if she is still affiliated with  
 4 Sinai?  
 5 A No, she's not.  
 6 Q Do you know who she works for?  
 7 A She works for her own company not related  
 8 to clinical research or not related to laboratories.  
 9 Q She has her own business?  
 10 A Yes.  
 11 Q You told us that after two or three years  
 12 your position changed and you became an assistant  
 13 professor; is that right?  
 14 A Yes.  
 15 Q And that was the position you held the  
 16 balance of your time at Mount Sinai?  
 17 A Yes.  
 18 Q During your career there as an assistant  
 19 professor, do you believe that you were exposed to  
 20 asbestos?  
 21 A Yes.  
 22 Q And in what ways do you believe you were  
 23 exposed to asbestos during that nine to ten year  
 24 period?  
 25 A Via pads, Bunsen burner pads and heat

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1 Christian Holinka 159  
 2 insulating mittens.  
 3 Q As an assistant professor did you typically  
 4 hold classes in one location or in a variety of  
 5 locations on the campus?  
 6 A I gave guest lectures on the campus but not  
 7 full classes, not full courses.  
 8 Q As an assistant professor were your duties  
 9 different than those of an instructor that you had  
 10 told us about?  
 11 A No, they were not.  
 12 Q Basically a change in pay or a change in  
 13 grade; is that right?  
 14 A Yes, that's correct.  
 15 Q Did your use of the pads increase, decrease  
 16 or stay approximately the same during the time period  
 17 that you were an assistant professor?  
 18 A Stayed approximately the same.  
 19 Q Did your use of the mittens decrease,  
 20 increase or stay about the same?  
 21 A Stayed about the same.  
 22 Q Did you have any additional technicians  
 23 that assisted you over these nine years besides the  
 24 woman you mentioned before?  
 25 A No.

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1 Christian Holinka 160  
 2 Q She stayed with you the entire time?  
 3 A Almost the entire time for about nine  
 4 years, something like that.  
 5 Q And did Dr. Gurpide maintain the position  
 6 of your supervisor the entire time you were there?  
 7 A Yes, he did.  
 8 Q And just so the record is clear, do you  
 9 know the brand, trade or manufacturer's name of any of  
 10 the pads that you would have used during this time  
 11 period?  
 12 A No, I do not.  
 13 Q Do you know the brand, trade or  
 14 manufacturer's name of any of the gloves that you used  
 15 during this time period?  
 16 A No, I don't.  
 17 Q Do you specifically know which of the  
 18 companies supplied either of those products to your  
 19 lab when you were working there in that position?  
 20 A Specifically I don't but we had standard  
 21 suppliers.  
 22 Q And you mentioned when you were --  
 23 MR. SCHAFFER: Withdrawn.  
 24 Q When you were doing the assistant professor  
 25 position, was that located within the same premises on

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1 Christian Holinka 161  
 2 the 20th floor of the Annenberg Building?  
 3 A It was.  
 4 Q Did you ever work anywhere else at Mount  
 5 Sinai during the entire time that you were there  
 6 outside of teaching courses in the halls?  
 7 A No, I did not.  
 8 Q And when you were teaching the courses in  
 9 the halls, do you have any reason to believe you were  
 10 exposed to asbestos during that --  
 11 A No, I do not have any reason.  
 12 Q So, it was physically in Mount Sinai where  
 13 you are alleging asbestos exposure on the 20th floor  
 14 of the Annenberg Building.  
 15 A Yes.  
 16 Q When was the last time you were up there?  
 17 A About two years ago.  
 18 Q Did you have an opportunity to view a  
 19 portion of the floor where you used to work?  
 20 A Yes, I did.  
 21 Q And in terms of its physical layout  
 22 currently, is it the same, different or something  
 23 else?  
 24 A It has slightly changed.  
 25 Q Did you get a chance to see the layout of